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APPROPRIATIONS, BUDGET ESTIMATES, ETC.

STATEMENTS

NINETY-EIGHTH CONGRESS, FIRST SESSION

(January 3, 1983 to November 18, 1983)

SHOWING

I.—APPROPRIATIONS MADE DURING THE FIRST SESSION OF THE NINETY-EIGHTH CONGRESS IN REGULAR ANNUAL, SUPPLEMENTAL, AND MISCELLANEOUS APPROPRIATION ACTS; RESCISSION ACTS; DEFERRAL RESOLUTIONS; AND MAJOR ACTS AUTHORIZING APPROPRIATIONS (pp. 1-997)

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X.—TOTAL APPROPRIATIONS BY SESSIONS OF CONGRESS (pp. 1199-1207)

PREPARED UNDER THE DIRECTION OF THE COMMITTEES ON APPROPRIATIONS OF THE SENATE AND HOUSE OF REPRESENTATIVES AS REQUIRED BY LAW (U.S. CODE, TITLE 2, SECTION 105)

BY

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House of Representatives

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COMPILERS' NOTES

1. The Legislative Appropriation Act approved June 7, 1924, provided:

   "In lieu of the data relating to offices created and omitted and salaries increased and reduced, the statement shall hereafter contain such additional information concerning estimates and appropriations, as the committees may deem necessary."

   Such data had been tabulated in previous volumes of this work for each session of Congress from the Fiftieth to the Sixty-seventh, inclusive, covering the fiscal years 1889 to 1924, inclusive.

2. This compilation contains laws affecting, rescinding, or making appropriations which were enacted during the first session of the 98th Congress with the exception of private relief acts containing appropriations which have been omitted from this compilation. A summary containing the number of the act, the beneficiaries, and the amount appropriated is included.

   There were *twenty-eight* appropriation bills and resolutions acted upon to some extent by the Congress during the first session of the 98th Congress (twenty-three were House bills and five were Senate bills) and *fifteen* of those bills eventually became law (ten regular annual appropriation acts, three supplementals, and two continuing resolutions). *Three* of the thirteen regular annual appropriation bills did not become law: H.R. 3223—Agriculture, Rural Development, and Related Agencies for 1984 did not advance in the legislative process beyond the filing of a conference report in the House; S. 1892—Foreign Assistance and Related Programs Appropriations for 1984 was reported by the Senate Committee on Appropriations but no bill was reported by the House Committee on Appropriations and no further action was taken on the Senate reported bill; and H.R. 4139—Treasury, Postal Service and General Government for 1984 was passed by the House but was not reported by the Senate although the Senate Committee on Appropriations reported a companion bill (S. 1646) to H.R. 3191, the first Treasury, Postal Service and General Government Appropriations Bill for 1984 which failed of passage in the House on June 8, 1983. In addition to the *three* annual appropriation acts that were not enacted into law, *one* supplemental (H.R. 4293) was reported by the House Committee on Appropriations but did not advance further in the legislative process; *one* continuing resolution (H.J. Res. 367) was referred to the House Committee on Foreign Affairs; *another* continuing resolution (H.J. Res. 403) failed of passage in the House on November 8, 1983; and the *one-time* appropriations bill for Water Resource Development (H.R. 3958) was passed by the House and reported by the Senate Committee on Appropriations but no further action was taken. A chronology of all twenty-eight bills is included in table V of this volume (see pp. 1036–1043).

   Financing of programs and activities normally included in the three regular annual appropriation bills that did not become law is provided through two continuing resolutions as follows:

   —Public Law 98–107 for the period October 1–November 10, 1983; and

   —Public Law 98–151 for the period November 11, 1983–September 30, 1984.

   For further information concerning each of the three regular annual appropriation bills that did not become law, see the "note" at the beginning of each of those bills (pp. 89, 211, and 347).

   So-called deferral resolutions for the first session of the 98th Congress are printed in this volume for informational purposes. Section 1013 of the Congressional Budget and Impoundment Control Act of 1974 (Public Law 93–344) provides that resolutions may be introduced in either the House or the Senate to disapprove proposals by the President to defer the obligation of budget authority. Adoption of a resolution by either body mandates obligation of the budget authority in accordance with the applicable appropriating act.

3. This volume also contains various comparative tabulations for the session showing, by fiscal years and in both detailed and summarized form, the Presidential budget estimates (requests) for "appropriations" and certain other types of requests involving the appropriation of obligating and spending authority.

4. While required by the Constitution as a necessary prerequisite to the withdrawal of *any* money from the Treasury, through long usage the term "appropriation" acquired a definite, technical word-of-art meaning in relating to many details and summaries in the annual budget of the President, in the making available of obligational and spending authority, and in tabulations and summarizations

of congressional fiscal actions. If the proposition did not "appropriate" within the concept thus imparted to the term, then it was not added in the "appropriation" totals. If it did so "appropriate", it was added in.

Thus, in congressional tabulations generally, a "reappropriation" (extension) of a balance of a previous appropriation was not added to the "appropriation" totals even though it provided obligational and spending authority beyond what would in its absence have been the case. An "authorization to expend from debt receipts" (sometimes called "public debt borrowing authority") was not counted as an "appropriation" even though it conveyed both authority to obligate and authority to expend. An authorization to enter into contracts in advance of an appropriation ("contract authorization"), being authority to obligate the Government but not to *expend* money, was not added in the general "appropriation" totals. But a subsequent "appropriation to liquidate" that contract authorization—an authority to expend money but not to create additional obligations—was counted as an "appropriation".

Furthermore, historically, prior to fiscal year 1969 the general budgetary and congressional appropriation totals were arranged and presented so as to give greater emphasis and prominence to those dealing with Federal or Federally-owned funds, as distinct from *trust* funds which the Government theoretically holds in a fiduciary capacity. Although prior to fiscal year 1938 (75th Cong., 1st sess.) such trust funds were relatively insignificant in the total appropriations picture they subsequently came to loom large, and while *separately* tabulated and noted in volumes of this work *previous* to the 90th Cong., 2d sess., they were not included in the aggregate totals, of "appropriations" generally emphasized and cited. (See note, table X, in volumes *prior* to the 90th Cong., 2d sess.). But in subsequent volumes, including this volume, they *are* incorporated in general appropriation totals.

Title 31 U.S.C., section 2, dealing with the national budget system, provides that the term "appropriations" includes, in appropriate context "* * * funds and authorizations to create obligations by contract in advance of appropriations, or any other authority making funds available for obligation or expenditure."

Special Note.—A further significant departure in what is now included in several general summary tabulations, which was not so included in these volumes *prior* to the 90th Cong., 2d sess., has to do with obligational or spending authority (including rescissions) conveyed in acts other than the regular annual and supplemental "appropriation" acts. Copies of such acts, and certain specific tabulations related to them, usually appear in one way or another in such prior volumes, but the amounts were not cranked directly into a number of the overall summary tabulations as had been done in volumes beginning with the 90th Cong., 2d sess. This especially affects tables VIII, IX, and X. To retain some consistency of ready identity as between amounts relating to the regular annual and supplemental "appropriation" acts and amounts relating to "appropriations in legislative acts", there is a breakout among these lines in each of these three tables (in some years, the "legislative act" amounts are quite significant, relatively. And sometimes, it is not easy or possible to nail down with absolute precision the amounts involved in the "budget estimates" or the amounts "appropriated"). The total new budget (obligational) authority in these tables are net amounts reflecting rescissions in regular annual and supplemental appropriation acts, rescission acts, and legislative acts.

A new, *unified* budget concept recommended by the President's Commission on Budget Concepts in its report of October 10, 1967, was embraced by the President, and the Budget for 1969 incorporated most of its basic features. The object was to secure usage, as nearly as may be practicable, of a *single* concept of appropriations, receipts, expenditures, lending, and debt in order to promote public and congressional understanding of Federal fiscal and budget actions and matters. The various comparative tabulations and summaries in this volume conform generally to the new concept in respect to "appropriations".

(For a more detailed exposition of the new concept, see the Report of the Commission, especially in relation to "appropriations," pp. 6, 12, 16, 76, 95, and 100; Special Analysis A, the Budget for 1969; and hearings of February 8, 1968, before the Committee on Appropriations, House of Representatives, on the Budget for 1969, p. 40 and following.)

Thus, in lieu of the terms "Estimates" and "Appropriations" used in volumes previous to the 90th Cong., 2d sess., subsequent volumes, including this volume, use the terms "Budget estimates of new (obligational) authority" and "New budget (obligational) authority appropriated." In broad terms, by far the major single difference between aggregate general totals in this volume in contrast to those in volumes previous to the 90th Cong., 2d sess., is the inclusion, in this volume, of *trust* funds (virtually all of which, incidentally, in any session or year, flow automatically from permanent-type enactment of *previous* sessions that thus do not require action in bills of the *current* session). And even under the new concept, in all but a relative handful of instances, the new budget (obligational) authority "requested" and "appropriated" is in the old, conventional "appropriation" form as previously used and understood.

Specifically, "new budget (obligational) authority" is derived by—

Appropriations (as herein above described) excluding appropriations to liquidate contract authorizations; plus
Reappropriations; plus
Contract authorizations; plus
Authorizations to spend from debt receipts.

It must be noted that there are, within the Government, certain inter-fund and intragovernmental payments between accounts that get counted in both places. Principal examples include: Interest on public debt securities held by trust funds; governmental contributions to employee retirement trust funds; and general fund contributions to various insurance programs. And under the new unified concept, certain "proprietary receipts from the public" are offset against budget authority *for budget summary presentation* purposes. This situation can complicate if a simple addition of Federal fund totals and trust fund totals is made without reckoning with this "deduct" problem. [Note.—The aggregate "deduct" figure of $147,621,985,000 for fiscal year 1984 used in several of the summary tables in this volume is the *estimated* amount relating to fiscal 1984 shown on page 9-3 of the Budget for 1984. Being an estimate, the "deduct" figure *is subject to revision* as actual data become available; and an updated amount for fiscal 1984 will appear in the budget for 1985.]

5. The Congressional Budget and Impoundment Control Act of 1974, Public Law 93-344, changed the fiscal year from the July 1—June 30 fiscal year to an October 1—September 30 fiscal year, and provided for the change to take place with the fiscal year beginning October 1, 1976 (Fiscal Year 1977). However, the preceding fiscal year (1976) ran from July 1, 1975 through June 30, 1976, thus providing a three-month interim period (July 1—September 30, 1976) for the necessary transition to the new fiscal year. This volume and the six previous volumes are based upon the October 1—September 30 fiscal year.

Title X (the "Impoundment Control Act of 1974") of the Congressional Budget and Impoundment Control Act of 1974 established new procedures for the reporting and control of impoundment actions of the President. Included in this volume are reports showing the status of rescissions and deferrals for fiscal year 1983 and the first 3 months of fiscal year 1984.

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[1] Majority and minority members elected January 3, 1983.
[2] Majority and minority members elected January 6, 1983.

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EMERGENCY JOBS APPROPRIATIONS ACT, 1983

Public Law 98–8

98th Congress, H.R. 1718

March 24, 1983

AN ACT

Making appropriations to provide productive employment for hundreds of thousands of jobless Americans, to hasten or initiate Federal projects and construction of lasting value to the Nation and its citizens, and to provide humanitarian assistance to the indigent for fiscal year 1983, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year 1983, and for other purposes in order to increase the wealth of the Nation, putting women and men back to productive work made necessary by the conditions described as follows:

TITLE I—MEETING OUR ECONOMIC PROBLEMS WITH ESSENTIAL AND PRODUCTIVE JOBS

CONGRESSIONAL FINDINGS

It is the sense of the Congress that the continued economic recession has resulted in nearly fourteen million unemployed Americans, including those no longer searching for work, rivaling the actual numbers of unemployed during the Great Depression. Other millions work only part-time due to the lack of full-time gainful employment. The annual cost of unemployment compensation has reached the staggering total of $32,000,000,000. The hardships occasioned by the recession have been much more severe in terms of duration of unemployment and reduced percentage of unemployed receiving jobless benefits than in previous recessions.

Actual filings of business related bankruptcies for the year ending June 30, 1982, reached a total of seventy-seven thousand as compared with a prior year figure of sixty-six thousand. Business failures are up 49 per centum compared to one year ago. Delinquencies are many times greater. The American farmers are more than $215,000,000,000 in debt. Hundreds of thousands of farmers are faced with bankruptcy.

It is essential that interest rates, which have been reduced following a General Accounting Office investigation of the Federal Reserve System at the request of the Committee on Appropriations on April 26, 1982, continue at present or lower rates with due regard for controlling inflation so as not to have an opposite effect of driving interest rates upward for business, industrial and agricultural recovery.

Under these circumstances, the Congress finds that a program to provide for neglected needs of the Nation which results in productive jobs, and to provide humanitarian assistance to the indigent and homeless, to be very strongly in the national interest.

REDUCING AND STABILIZING INTEREST RATES

It is the sense of the Congress that the Board of Governors of the Federal Reserve and the Federal Open Market Committee with due regard for controlling inflation so as not to have an opposite effect of driving interest rates upward should continue such actions as are necessary to achieve and maintain a level of interest rates low enough to generate significant economic growth and thereby reduce the current intolerable level of unemployment as they have since the Committee on Appropriations on April 26, 1982 obtained an investigation of the Federal Reserve System by the General Accounting Office.

MAINTAINING AND PROTECTING PUBLIC INVESTMENT FEDERAL BUILDINGS

In order to assist in reducing the backlog of needed maintenance and repair of Federal buildings across the Nation, $125,000,000 for payment to the "Federal Buildings Fund", General Services Administration, to remain available until expended, which shall be available under the subactivity "Alterations and repairs" for projects which do not require prospectuses.

$125,000,000

REBUILDING AMERICA'S HIGHWAYS

To accelerate the construction and reconstruction of the Nation's highways and to improve safety on the Nation's highways, which will result in productive jobs, an additional amount of $33,000,000, to remain available until expended, to demonstrate methods to accelerate the widening of existing highways: *Provided,* That nothing in this Act shall be construed to modify the policy for purchases set forth in Public Law 97-424: *Provided further,* That, notwithstanding any other provision of law, the total of all obligations for Federal-aid highways and Highway safety construction programs for fiscal year 1983 shall not exceed $12,375,000,000: *Provided further,* That this limitation shall be administered in accordance with section 104 of Public Law 97-424.

33,000,000

275,000,000
(limitation on obligations)

TO SPEED UP IMPROVEMENT OF MASS TRANSPORTATION

To accelerate the construction, modernization and improvement of urban mass transportation systems, to increase the mobility of the urban work force which will result in productive jobs, an additional amount of $132,650,000, to remain available until expended.

132,650,000

The Congress disapproves the proposed deferral of budget authority in the amount of $229,000,000 for the Mass Transportation Capital Fund (deferral numbered D83-59), as set forth in the President's special message which was transmitted to the Congress on February 1, 1983. This disapproval shall be effective on the date of enactment of this Act and the amount of the proposed deferral disapproved herein shall be made available for obligation.

229,000,000
(disapproval of deferral)

REBUILDING RAILROAD INFRASTRUCTURE

To provide for labor-intensive capital improvements, the Secretary of Transportation shall make capital grants to the National Railroad Passenger Corporation of $80,000,000, to remain available until expended.

$80,000,000

REBUILDING AVIATION INFRASTRUCTURE

Section 302 of the Department of Transportation and Related Agencies Appropriation Act of 1983, Public Law 97-369, is amended:

(i) by deleting "$600,000,000" and inserting in lieu thereof "$750,000,000"; and

(ii) by deleting the period at the end thereof and inserting in lieu thereof: ": *Provided*, That $150,000,000 of such funds shall be available only for the purposes of section 507(a)(3)(B) of the Airport and Airway Improvement Act of 1982, Public Law 97-248, as added by section 426(a) of the Surface Transportation Assistance Act of 1982, Public Law 97-424: *Provided further*, That in making discretionary grants pursuant to such section 507(a)(3)(B), the Federal Aviation Administrator shall give first consideration to eligible projects with respect to which preapplications have been filed with the Federal Aviation Administration on or before June 1, 1983.".

150,000,000 (limitation on obligations)

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION OPERATIONS AND RESEARCH

Notwithstanding any other provision of law, there is available from sums otherwise made available to the National Highway Traffic Safety Administration, not to exceed $100,000 for the Presidential Commission on Drunk Driving established under E.O. 12358.

IMPROVING FACILITIES AND SERVICES PROVIDED TO VETERANS

For an additional amount for "Medical care", Veterans Administration, $75,000,000, which will result in productive jobs to improve the facilities and care being provided to veterans throughout the country.

75,000,000

COMMUNITY DEVELOPMENT GRANTS

For an additional amount for "Community development grants", to be made available in accordance with the provisions of title I of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301), for worthwhile and necessary projects which will result in productive jobs in communities, including towns and villages, throughout the country through the funding of local community development programs, $750,000,000, to remain available until September 30, 1985; and an additional amount of $250,000,000, to remain available until September 30, 1985, for "Community development grants", to be made available to metropolitan cities and urban counties in accordance with the provisions of section 106(b) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301), to fund programs in areas of high unemployment: *Provided*, That the Department of Housing and Urban Development shall submit detailed quarterly reports to the appropriate committees of Congress on the use of these funds: *Provided further*, That of the new budget authority provided under this heading up to $500,000,000 shall be available until September 30, 1985, for activities authorized by section 105(a)(8) of the Housing and Community Development Act of 1974, as amended: *Provided further*, That the 10 per centum limitation on the amount of funds for public service activities contained in such section 105(a)(8) shall not apply to the

750,000,000
250,000,000

funds provided under the immediately preceding proviso: *Provided further*, That notwithstanding the limitation of $60,000,000 contained in section 107(a) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5307(a)), one per centum of the new budget authority provided for local community development programs in this Act shall be set aside for the special discretionary fund for grants to Indian tribes as authorized under section 107(b) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5307(b)).

[*Total, Community Development Grants, $1,000,000,000.*]

URBAN DEVELOPMENT ACTION GRANTS

(DISAPPROVAL OF DEFERRAL)

The Congress disapproves the proposed deferral D83-32A relating to the Department of Housing and Urban Development, Community Planning and Development, Urban development action grants, as set forth in the message of January 6, 1983, which was transmitted to the Congress by the President. This disapproval shall be effective upon the enactment into law of this Act and the amount of the proposed deferral disapproved herein shall be made available for obligation.

$244,000,000 (disapproval of deferral)

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

(DISAPPROVAL OF DEFERRAL)

The Congress disapproves the proposed deferral D83-54 relating to the Department of Housing and Urban Development, Housing Programs, Annual contributions for assisted housing, as set forth in the message of February 1, 1983, which was transmitted to the Congress by the President. This disapproval shall be effective upon enactment into law of this Act and the amount of the proposed deferral disapproved herein shall be made available for obligation: *Provided*, That all contract authority and budget authority, including the amounts disapproved for deferral in this Act, which is available to make reservations to incur obligations in fiscal year 1983 shall be used in accordance with the provisions included in Public Law 97-377, approved December 21, 1982, under the heading "Annual contributions for assisted housing" to carry out the following budget program:

3,081,152,796 (disapproval of deferral)

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING—GROSS RESERVATIONS, FISCAL YEAR 1983

	Units (approximate)	Cost (approximate)	Contract authority	Term	Budget authority
Use of authority:					
Public housing:					
Indian	2,000	$6,460	$12,920,000	28	$361,760,000
Amendments	NA	NA	25,000,000	NA	782,000,000
Interest rate adjustments	NA	NA	11,652,200	NA	405,000,000
Lease adjustments	NA	NA	23,800,000	1	23,800,000
Modernization: From new authority	NA	NA	125,000,000	20	2,500,000,000
Sub. Rehabilitation set-aside	NA	NA	4,466,086	20	89,321,727
Subtotal, public housing	2,000	NA	202,838,286	NA	4,161,881,727

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING—GROSS RESERVATIONS, FISCAL YEAR 1983 —Continued

	Units (approximate)	Cost (approximate)	Contract authority	Term	Budget authority
Section 8:					
New/Sub. Rehabilitation:					
Section 202	14,000	6,550	91,700,000	20	1,834,000,000
Property disposition	10,000	4,560	45,600,000	15	684,000,000
Conversions:					
Section 23	5,000	2,820	14,100,000	15	211,500,000
Rent supplement	60,000	2,730	163,800,000	15	2,457,000,000
Subtotal, conversions	65,000	NA	177,900,000	NA	2,668,500,000
Existing	67,146	3,755	252,133,230	15	3,782,000,000
Moderate rehabilitation	15,000	4,800	72,000,000	15	1,080,000,000
Amendments:					
New/Rehabilitation	NA	NA	43,600,000	23	1,048,000,000
Existing	NA	NA	20,792,860	10	208,160,160
Loan management	NA	NA	15,000,000	10	150,000,000
Subtotal, amendments	NA	NA	79,392,860	NA	1,406,160,160
Subtotal, section 8	171,146	NA	718,726,090	NA	11,454,660,160
Total, all programs	173,146	NA	921,564,376	NA	15,616,541,887

Provided further, That the limitation on the Department's fiscal year 1983 official reception and representation expenses contained in Public Law 97-272, approved September 30, 1982, under the heading "Salaries and expenses" is increased by $2,000: *Provided further,* That of the amount made available to the Department of Housing and Urban Development under the heading "Research and technology" in Public Law 97-272, no less than $950,000 shall be made available to the Housing Assistance Council within 45 calendar days of enactment of this Act.

TO AID LOCAL ECONOMIC DEVELOPMENT TO OFFSET PRESENT BUSINESS AND PLANT CLOSURES

Toward the objective of restoring the prior level of Federal support for economic development purposes throughout a wide geographic area as provided for by the Public Works and Economic Development Act of 1965, as amended, and Public Law 91-304, and such laws that were in effect immediately before September 30, 1982, an additional amount of $100,000,000 is appropriated for "Economic development assistance programs", Economic Development Administration. $100,000,000

INCREASING SMALL BUSINESS ACTIVITIES

For additional capital for the "Business loan and investment fund", authorized by the Small Business Act, as amended, $2,000,000, to remain available without fiscal year limitation: *Provided,* That the administration may not decline to participate in a project under section 503 of the Small Business Investment Company Act of 1958 because other sources of financing for the project include or are collateralized by obligations described in section 103(b) of the Internal Revenue Code of 1954: *And provided further,* That loans made with the proceeds of debentures guaranteed under section 503 of said Act shall be subordinated to obligations described in section 103(b) of the Internal Revenue Code of 1954: *And provided further,* That the administration and any other agency of the Federal Government shall not restrict the use of debentures guaranteed under this section with obligations described in section 103(b) of the 2,000,000

Internal Revenue Code of 1954 if the project being so financed otherwise complies with the regulations and procedures of the administration; and for additional capital for new direct loan obligations to be incurred by the "Business loan and investment fund", authorized by section 7(a) of the Small Business Act, as amended, $50,000,000, to remain available without fiscal year limitation, to help small businesses throughout the Nation to employ additional personnel where economically feasible. $50,000,000

[*Total, Business Loan and Investment Fund, $52,000,000.*]

[*Total, Aid to Offset Business and Plant Closures, $152,000,000.*]

DEVELOPING PARKS AND RECREATION AREAS

An additional amount of $50,000,000 to remain available until expended, is appropriated for "Salaries and expenses", Small Business Administration to be available only for grants for resources development programs pursuant to section 21(a)(1) of the Small Business Act; notwithstanding any other provision of law including any contained herein, such sum shall be allocated to each State, the District of Columbia, and the Commonwealth of Puerto Rico on the basis of the average of the number of unemployed individuals who reside in each such area as compared to the total number of unemployed individuals in all of the States, the District of Columbia and Puerto Rico during the fourth quarter of calendar year 1982; upon receipt of a certification, which the Administrator deems appropriate, from the Governor of any State or Puerto Rico or the Mayor of the District of Columbia, the grant to that are may be made immediately, and an expedited review and approval of any rules, regulations or procedures is hereby authorized and shall be completed by April 15, 1983. 50,000,000

REPAIRING AND RESTORING PARKS AND RECREATIONAL FACILITIES

There is appropriated for expenses necessary for the "Urban Parks and Recreation Fund" for rehabilitation grants and repairs, under the provisions of the Urban Park and Recreation Recovery Act of 1978 (title 10 of Public Law 95-625), $40,000,000: *Provided,* That such funds shall be available only for grants for which: (1) obligations are entered into before October 1, 1983, (2) work will be in progress before January 1, 1984, and (3) all Federal funds will be outlayed before September 30, 1984. 40,000,000

To accelerate programs of improvement and maintenance of National Park Service existing facilities which will receive an estimated three hundred and fifty-eight million visits in 1983, there is appropriated an additional $25,000,000 for "Operation of the National Park System", National Park Service, under the same conditions provided for under this appropriation in Public Law 97-394, to remain available for obligation until December 31, 1983. 25,000,000

HISTORIC PRESERVATION FUND

For assistance to States, $25,000,000 to be derived from the Historic Preservation Fund, established by section 108 of the Historic Preservation Act of 1966 (80 Stat. 915), as amended (16 U.S.C. 470): *Provided further,* That such funds shall be available only for development grants, and for related State administrative expenses not to exceed 5 per centum of the amount available to each State: *Provided further,* That such funds shall be available only for grants for which: (1) obligations are entered into before October 1, 1983, (2) work will be in progress before January 1, 1984, and (3) all Federal funds will be outlayed before September 30, 1984. 25,000,000

LAND AND WATER CONSERVATION FUND

For assistance to States, $40,000,000, to be derived from the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 4601-4-11): *Provided,* That such funds shall be available only for development or redevelopment purposes: *Provided further,* That such funds shall be available only for grants for which: (1) obligations are entered into before October 1, 1983, (2) work will be in progress before January 1, 1984, and (3) all Federal funds will be outlayed before September 30, 1984. $40,000,000

[*Total, National Park Service, $130,000,000.*]

PRESERVING THE NATIONAL FOREST SYSTEM

To restore, repair, and provide forest roads, trails, and other existing facilities which are part of the real wealth of this country, there is appropriated an additional amount of $25,000,000, to remain available for obligation until September 30, 1984, for the "National Forest System". 25,000,000

In order to provide jobs, to improve the growth rate of existing forested land inventories, and to decrease the number of deforested acres of Forest Service lands, there is appropriated an additional $35,000,000 for "National Forest System", Forest Service. 35,000,000

In order to provide jobs which will result in the construction of real assets for this country, an additional amount of $25,000,000 is appropriated, to remain available until expended, for "Construction", Forest Service. 25,000,000

[*Total, Forest Service, $85,000,000.*]

IMPROVING INDIAN HEALTH FACILITIES

In order to provide for construction, repair and improvements, and other services to Indians there is appropriated an additional amount of $39,000,000, to remain available until expended, for "Indian Health Facilities", Indian Health Service. 39,000,000

IMPROVING FISH AND WILDLIFE SERVICE FACILITIES

To accelerate programs for the rehabilitation and maintenance of wildlife refuges, fish hatcheries, and research facilities, of real benefit to people across the Nation under the jurisdiction of the United States Fish and Wildlife Service, Department of the Interior, there is appropriated an additional $20,000,000, for "Resource Management", to remain available for obligation until September 30, 1984. 20,000,000

IMPROVING NATURAL RESOURCES ON INDIAN RESERVATIONS

To accelerate programs to improve natural resources on Indian reservations, including range and agricultural improvements, reforestation and timber stand improvement, there is appropriated an additional amount of $20,000,000 for "Operation of Indian Programs", Bureau of Indian Affairs. 20,000,000

BUREAU OF INDIAN AFFAIRS' CONSTRUCTION

In order to provide for the construction of the Hopi High School and related facilities; for the rehabilitation of existing irrigation systems; and, for renovation of Bureau-owned jails, there is appropriated an additional $64,450,000, to remain available until expended, to the Bureau of Indian Affairs for "Construction". 64,450,000

IMPROVING INDIAN HOUSING

In order to provide for the construction, repair, and improvement of Indian housing, there is appropriated an additional amount of $30,000,000 for "Operation of Indian Programs". $30,000,000

ASSISTING IN RURAL DEVELOPMENT AND RESOURCE CONSERVATION

In order to provide assistance for basic human amenities, to alleviate health hazards, to promote stability of rural areas by meeting the need for new and improved rural water and waste disposal systems and to meet national safe drinking water and clean water standards, there is appropriated an additional amount of $150,000,000 under the 1981 formula and regulations for "Rural Water and Waste Disposal Grants", Farmers Home Administration, Department of Agriculture, to remain available until expended. 150,000,000

In order to assist eligible borrowers such as communities and others to provide assistance for basic human amenities, alleviate health hazards and promote the orderly growth of rural areas by meeting the need for the financing of new and improved rural water and waste disposal systems and meet the National Clean Water Standards and the Safe Drinking Water Act and to assist in achieving these objectives which create and conserve real wealth throughout the country, $450,000,000 for additional loans to be insured, or made to be sold and insured, under the "Rural Development Insurance Fund", Farmers Home Administration, Department of Agriculture in accordance with and subject to the provisions of 7 U.S.C. 1928 and 86 Stat. 661–664. *450,000,000 (limitation on direct loans)*

For an additional amount for "Salaries and Expenses", Farmers Home Administration, Department of Agriculture, $6,500,000 for 500 additional permanent full-time staff at the county office level for the purpose of handling and supervising loans in an effort to avoid foreclosures. 6,500,000

[*Total, Farmers Home Administration, $156,500,000.*]

In order to assist States, local units of government, groups and individuals in developing area plans for resource conservation and development and to create jobs to increase and conserve the real wealth of this country, there is appropriated an additional amount for "Resource Conservation and Development", Soil Conservation Service, Department of Agriculture, $5,000,000, to remain available until expended. 5,000,000

[*Total, Rural Development and Resource Conservation Assistance, $161,500,000.*]

INCREASING THE EFFECTIVENESS OF SOIL CONSERVATION ACTIVITIES

In order to assist in installing works of improvement and rehabilitation of existing works; reduce damage from floodwater sediment and erosion; for the conservation, development, utilization, and disposal of water; and for the conservation and proper utilization of land, there is appropriated an additional amount for "Watershed and Flood Prevention Operations", Soil Conservation Service, Department of Agriculture, and to assist in providing jobs which will increase and conserve the real wealth of this country, and to meet the needs for emergency work, including repairs to local roads and bridges, to remedy damages resulting from recent floods, $100,000,000, to remain available until expended. 100,000,000

For an additional amount for emergency measures to repair flood damage as authorized by sections 403–405 of the Agricultural Credit Act of 1978 (16 U.S.C. 2203–2205), $7,500,000, to remain available until expended. 7,500,000

[*Total, Soil Conservation Service, $107,500,000.*]

Agricultural Research Service

CONSTRUCTION

To provide for construction, repair, and maintenance of agricultural research facilities, there is appropriated an additional amount of $3,000,000, for "Buildings and Facilities" for Agricultural Research Service. $3,000,000

[*Total, Department of Agriculture, $110,500,000.*]

Food and Drug Administration

For design of facilities used by the Food and Drug Administration, where not otherwise provided, $875,000. 875,000

[*Total, Soil Conservation Activities, $111,375,000.*]

ENHANCEMENT OF WATER RESOURCE BENEFITS AND FOR EMERGENCY DISASTER WORK

For an additional amount to accelerate programmed ongoing construction of the Nation's river and harbor, flood control, shore protection, navigation, recreation, small continuing authority, and related projects, as authorized by law; and to meet emergency requirements and remedy damages and flooding resulting from disastrous storms and rains, $85,000,000, to remain available until expended, is hereby appropriated for "Construction, general", Corps of Engineers—Civil, Department of the Army. 85,000,000

For an additional amount to preserve, operate, maintain, and care for existing river and harbor, flood control, and related works; and to meet emergency requirements and remedy damages and flooding resulting from disastrous storms and rains, $164,000,000, to remain available until expended, is hereby appropriated for "Operation and maintenance, general", Corps of Engineers—Civil, Department of the Army. 164,000,000

To plan, construct, and maintain flood control measures for the river system which drains more than two-fifths of the Nation, to perform necessary rescue work, and repair and restoration of flood control projects including local roads and bridges; together with cooperative projects with the Soil Conservation Service authorized by law, to meet emergency requirements and remedy damages resulting from disastrous rains and floods, and to prevent future damages, an additional amount of $140,000,000, to remain available until expended, is hereby appropriated for "Flood control, Mississippi River and tributaries", Corps of Engineers—Civil, Department of the Army. 140,000,000

[*Total, Corps of Engineers—Civil, $389,000,000.*]

RECLAMATION AND IRRIGATION PROJECTS

To accelerate the completion of projects which will provide additional industrial and municipal water, irrigation water, and hydroelectric capability, an additional amount of $65,000,000, to remain available until expended, is hereby appropriated for "Construction program", Bureau of Reclamation, Department of the Interior. 65,000,000

To accelerate hydrogenerator uprating, soil and moisture conservation operations on reclamation projects, levee construction, repair and restoration, improvements of recreation areas, and to assist in creating new productive jobs, an additional $21,000,000, to remain available until expended, is hereby appropriated for "Operation and maintenance", Bureau of Reclamation, Department of the Interior. 21,000,000

To accelerate loans to irrigation districts and other public agencies for construction of distribution systems on authorized Federal reclamation projects, and for loans and grants to non-Federal agencies, an additional $30,000,000, to remain available until expended, is hereby appropriated for "Loan program", Bureau of Reclamation, Department of the Interior. $30,000,000

[*Total, Bureau of Reclamation, $116,000,000.*]

In order to provide for improved maintenance, renovation, construction, and repair of Tennessee Valley Authority facilities, there is appropriated an additional amount of $40,000,000, to remain available until expended, for the Tennessee Valley Authority Fund. 40,000,000

[*Total, Water Resource Benefits and Emergency Disaster Work, $545,000,000.*]

FEDERAL, STATE, AND LOCAL PRISON MODERNIZATION

For planning, acquisition of sites and remodeling, and construction of new facilities, and constructing, and equipping necessary buildings and facilities at existing penal and correctional institutions, including all necessary expenses incident thereto, by contract or force account, for "Buildings and facilities", Federal Prison System, Department of Justice, $80,000,000, to remain available until expended: *Provided,* That of this amount, $20,000,000 shall be transferred to "Support of United States Prisoners", Legal Activities for the Cooperative Agreement Program for the purpose of renovating, constructing, and equipping State and local jail facilities that confine Federal prisoners. 80,000,000 *20,000,000 (transfer)*

CONSTRUCTION AND MODERNIZATION OF HOUSING UNITS FOR MILITARY FAMILIES

In order to accelerate the construction and maintenance of family housing, to increase the quality of life of military personnel and their families, which will result in jobs in the construction industry and its related trades, there is appropriated for expenses of family housing for the Army for maintenance, $73,654,000. 73,654,000

In order to accelerate the construction and maintenance of family housing, to increase the quality of life of military personnel and their families, which will result in jobs in the construction industry and its related trades there is appropriated for expenses of family housing for the Navy and Marine Corps for construction, including addition, expansion, extension and alteration, and for maintenance, as follows: for construction, $15,691,000; for maintenance, $17,107,000; in all, $32,798,000: *Provided,* That the amount provided for construction shall remain available until September 30, 1984. 32,798,000

In order to accelerate the construction and maintenance of family housing, to increase the quality of life of military personnel and their families, which will result in jobs in the construction industry and its related trades, there is appropriated for expenses of family housing for the Air Force for construction, including addition, expansion, extension and alteration, and for maintenance, as follows: for construction, $35,948,000; for maintenance, $37,242,000; in all, $73,190,000: *Provided,* That the amount provided for construction shall remain available until September 30, 1984. 73,190,000

Sections 102(c), 202(c), and 302(c) of the Military Construction Authorization Act, 1983 (Pubic Law 97-321), are each amended by striking out "June 1, 1983" and inserting in lieu thereof "April 1, 1983".

[*Total, Department of Defense, $179,642,000.*]

LOW-INCOME ENERGY CONSERVATION

There is appropriated an additional amount for "Energy conservation", Department of Energy, $100,000,000, to remain available until expended for low-income weatherization: *Provided,* That funds for low-income weatherization activities appropriated under this Act shall be expended according to the regulations pertaining to the 100,000,000 maximum allowable expenditures per dwelling unit which were in effect on October 1, 1982, and to the regulations pertaining to priority in providing weatherization assistance which were in effect on October 1, 1982.

SCHOOLS AND HOSPITALS WEATHERIZATION ASSISTANCE

In order to create productive jobs in manufacturing and installation of weatherproofing products, there is appropriated an additional amount for "Energy conservation", Department of Energy, $50,000,000, to remain available until expended: *Provided*, That this amount shall be available for schools and hospitals weatherization assistance as authorized by the National Energy Conservation Policy Act (Public Law 95-619) (42 U.S.C. 6371-6372).

INCREASING EMPLOYMENT AND TRAINING OPPORTUNITIES

(EMPLOYMENT AND TRAINING ASSISTANCE)

To improve the opportunity for productive work through job training and job creation, an additional $217,400,000 for "Employment and Training Assistance", Department of Labor, of which $32,400,000 shall be for the Job Corps, $100,000,000 shall be for summer youth employment and $185,000,000[*] shall be for services to displaced workers under title III of the Job Training Partnership Act: *Provided*, That none of the amounts made available by this paragraph for summer youth employment shall be paid to any individual except upon written certification by the supervising official that the assigned job was performed: *Provided*, That the requirements of section 304 of the Job Training Partnership Act shall not apply to the sums appropriated under this heading.

217,400,000
(Job Corps, summer youth employment, and displaced workers)

INCREASING EMPLOYMENT OPPORTUNITIES FOR OLDER AMERICANS

(COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS)

For an additional amount to carry out the activities for national grants or contracts with public agencies and public or private nonprofit organizations under paragraph (1)(A) of section 506(a) of title V of the Older Americans Act of 1965, as amended, $29,250,000. 29,250,000

For an additional amount to carry out the activities for grants to States under paragraph (3) of section 506(a) of title V of the Older Americans Act of 1965, as amended, $8,250,000. 8,250,000

[*Total, Community Service Employment for Older Americans, $37,500,000.*]

INCREASING ESSENTIAL COMMUNITY AND HOME HEALTH SERVICES

(HEALTH SERVICES)

To expand the availability of essential health care services for the disadvantaged and unemployed, including those in rural towns and villages, an additional $70,000,000 for "Health Services", Department of Health and Human Services, for carrying out titles III and XIX of the Public Health Service Act with respect to community and migrant health centers: *Provided*, That $5,000,000 shall be for the provision of home health services at such centers and $5,000,000 shall be for carrying out section 339 of the Public Health Service Act relating to home health care services and training: *Provided further*, That each center may apply up to 20 per centum of these funds provided to the center for the purchase (at rates not exceeding those prevailing under the applicable State plan approved under title XIX

70,000,000

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[*] Correct amount is "$85,000,000" instead of "$185,000,000".

of the Social Security Act) of inpatient hospital services for delivery and post partum care to pregnant women and infants who have no other source of payment for the care.

INCREASING MATERNAL AND CHILD HEALTH SERVICES

(HEALTH SERVICES)

To increase the availability of essential health services for disadvantaged children and mothers, an additional $105,000,000 for "Health Services", Department of Health and Human Services, for maternal and child health grants under title V of the Social Security Act: *Provided,* That such funds shall be allocated as provided for under section 502(b) of the Act: *Provided further,* That no grant shall be made to a State unless such State offers assurances satisfactory to the Secretary that it will use such amounts in addition to rather than in lieu of existing Federal or State funds currently available for these purposes. $105,000,000

CENTERS FOR DISEASE CONTROL

PREVENTIVE HEALTH SERVICES

For an additional amount for "Preventive Health Services", $15,560,000, which shall remain available until expended and shall be for construction and renovation of facilities. 15,560,000

INCREASING ALCOHOL, DRUG ABUSE AND MENTAL HEALTH SERVICES

(ALCOHOL, DRUG ABUSE AND MENTAL HEALTH)

To expand community care programs for the prevention and treatment of mental illness, alcoholism and drug abuse, especially to meet problems associated with extended unemployment, an additional $30,000,000 for "Alcohol, Drug Abuse, and Mental Health", Department of Health and Human Services, for carrying out the Alcohol, Drug Abuse and Mental Health Block Grant: *Provided,* That no grant shall be made to a State unless such State offers assurances satisfactory to the Secretary that it will use such amounts in addition to rather than in lieu of existing Federal or State funds currently available for these purposes. 30,000,000

INCREASING DAY CARE AND SOCIAL SERVICES

(SOCIAL SERVICES BLOCK GRANTS)

To expand the availability of day care and other social services available to unemployed and disadvantaged Americans, which also shall include Expanded Food and Nutrition Education (Nutrition Aides), an additional $225,000,000 for "Social Services Block Grants", Department of Health and Human Services, for carrying out title XX of the Social Security Act: *Provided,* That the State allotment for fiscal year 1983 shall not be reduced to offset any reduction in a prior year allotment made pursuant to the Department of Health and Human Services, OIG control number 030550 and 030551: *Provided further,* That no grant shall be awarded to a State under this paragraph unless such State offers assurances satisfactory to the Secretary that it will use these funds in addition to rather than in lieu of existing Federal or State funds currently available for these purposes. 225,000,000

INCREASING COMMUNITY AND HUMANITARIAN SERVICES

(COMMUNITY SERVICES BLOCK GRANT)

To expand the availability of essential humanitarian assistance to the unemployed and disadvantaged including those in rural towns and villages, an additional $25,000,000 for "Community Services Block Grant", Department of Health and Human Services, for carrying out the Community Services Block Grant Act. $25,000,000

PROVIDING URGENTLY NEEDED SCHOOL FACILITIES

(SCHOOL ASSISTANCE IN FEDERALLY AFFECTED AREAS)

To construct or improve school facilities to assure adequate, safe, and barrier-free buildings in school districts demonstrating an immediate and urgent need, there is appropriated an additional $25,000,000 to remain available until expended for "School Assistance in Federally Affected Areas", Department of Education for carrying out the Act of September 23, 1950, as amended (20 U.S.C.,
Ch. 19): *Provided,* That $25,000,000 shall be for sections 5 and 14(c), 25,000,000
$10,000,000 shall be for section 10, and $25,000,000 shall be for 10,000,000
sections 14 (a) and (b). 25,000,000

[*Total, School Assistance in Federally Affected Areas, $60,000,000.*]

EDUCATION FOR THE HANDICAPPED

To carry out the provisions of section 607 of part A of the Education of the Handicapped Act, relating to the removal of architectural barriers in schools, $40,000,000, which shall remain available until expended. 40,000,000

REHABILITATION SERVICES AND HANDICAPPED RESEARCH

There is appropriated $5,000,000 for section 621 of the Rehabilitation Act of 1973, relating to projects with industry for handicapped individuals, which is in addition to the amounts otherwise available for that section for fiscal year 1983. 5,000,000

STUDENT FINANCIAL ASSISTANCE

For an additional amount for "Student Financial Assistance", $50,000,000 to remain available until September 30, 1984 for carrying out part C of title IV of the Higher Education Act of 1965, relating to the College Work Study Program: *Provided,* That notwithstanding subsections (a), (b), (c), and (e) of section 442 of the Higher Education Act of 1965, and section 11 of Public Law 97-301, the Secretary shall allot the sums appropriated pursuant to section 441(b) of the Higher Education Act of 1965 for fiscal year 1983 among the States so that each State's allotment bears the same ratio to the total amount appropriated as that State's allotment in fiscal year 1981 bears to the total amount appropriated pursuant to section 441(b) for the fiscal year 1981. 50,000,000

LIBRARIES

To carry out the provisions of title II of the Library Services and Construction Act, $50,000,000, which shall remain available until expended. 50,000,000

DISTRIBUTION OF AGRICULTURAL COMMODITIES

For an additional amount to be added to and merged with the funds currently available to the Department of Agriculture for surplus removal operations in connection with perishable agricultural commodities (7 U.S.C. 612c), $75,000,000. Such funds shall be used to acquire and distribute surplus agricultural commodities in areas of high unemployment for use in cooperative emergency feeding facilities for indigent persons and shall be accounted for separately and in addition to existing funds held in reserve to support the price of perishable commodities as the need may arise. The Secretary's ability to support prices is contingent upon maintaining reserves adequate to announce large scale purchase. Prices tend to stabilize based on the announcement of intent to purchase, thereby reducing the need for actual purchase.

$75,000,000

Notwithstanding 15 U.S.C. 713c-2, the Secretary of Agriculture shall purchase domestically produced fresh and processed fishery products from funds appropriated under 7 U.S.C. 612c, and distribute to eligible recipient agencies.

FEEDING PROGRAM FOR WOMEN, INFANTS, AND CHILDREN

(WIC)

In order to provide supplemental food to low-income pregnant, post partum and breastfeeding women, their infants and young children up to five years of age who are at nutritional risk due to inadequate income resulting from the serious decline in the economy and the unacceptably high levels of unemployment, funds shall be made available to local health clinics through State departments of health and to Indian groups; and upon determination of nutritional risk by competent health care professionals supplemental food shall be provided to such needy individuals to prevent health problems and to improve the future status of their health, $100,000,000.

100,000,000

FOOD DISTRIBUTION AND EMERGENCY SHELTERS

There is hereby appropriated $50,000,000 to the Federal Emergency Management Agency to carry out an emergency food and shelter program. Notwithstanding any other provision of this or any other Act, such amount shall be made available under the terms and conditions of the following paragraphs:

50,000,000

The Director of the Federal Emergency Management Agency shall, as soon as practicable after enactment of this Act, constitute a national board for the purpose of determining how the program funds are to be distributed to individual localities. The national board shall consist of seven members. The United Way of America, the Salvation Army, the Council of Churches, the National Conference of Catholic Charities, the Council of Jewish Federations, Inc., the American Red Cross, and the Federal Emergency Management Agency shall each designate a representative to sit on the national board. The representative of the Federal Emergency Management Agency shall chair the national board.

Each locality designated by the national board to receive funds shall constitute a local board for the purpose of determining how its funds will be distributed. The local board shall consist, to the extent practicable, of representatives of the same organizations as the national board except that the mayor or appropriate head of government will replace the Federal Emergency Management Agency member.

The Director of the Federal Emergency Management Agency shall award a grant for $50,000,000 to the national board within thirty days after enactment of this Act for the purpose of providing emergency food and shelter to needy individuals through private voluntary organizations.

Eligible private voluntary organizations should be nonprofit, have a voluntary board, have an accounting system, and practice nondiscrimination.

Participation in the program should be based upon a private voluntary organization's ability to deliver emergency food and shelter to needy individuals and such other factors as are determined by the local boards.

Total administrative costs shall not exceed 2 per centum of the total appropriation.

As authorized by the Charter of the Commodity Credit Corporation, the Corporation shall process and distribute surplus food owned or to be purchased by the Corporation under the food distribution and emergency shelter program in cooperation with the Federal Emergency Management Agency.

There is hereby appropriated $50,000,000 to the Federal Emergency Management Agency to carry out an emergency food and shelter program. Notwithstanding any other provision of this Act or any other law, such amount shall be made available under the terms and conditions of the following paragraphs: $50,000,000

The Director of the Federal Emergency Management Agency in consultation with the Director of the Office of Community Services, Department of Health and Human Services shall, within thirty days of the enactment of this Act, make grants totaling $50,000,000 to States (as defined in section 673(4) of Public Law 97-35) for the purposes of carrying out a program of shelter and food distribution within the States. The Director of the Federal Emergency Management Agency shall make grants to States in amounts based upon the procedure established for determining allotments to States in section 674 of Public Law 97-35 except that the Director of the Federal Emergency Management Agency shall disregard subsection (B) of section 674(a)(1).

No part of the appropriation provided herein shall be expended for the administrative costs of the Federal Emergency Management Agency or any other Federal agency. Administrative costs shall be limited to 2 per centum of the total appropriation: *Provided,* That, the States shall use such funds to supplement and coordinate efforts to supply food and shelter by organizations such as the United Way agencies, the Salvation Army chapters, community action agencies, church organizations, and other voluntary groups and organizations.

Sec. 101. (a)(1) Notwithstanding any other provision of law, 75 per centum of the funds appropriated or otherwise made available in this title for each account listed in subsection (a)(5) shall be made available for projects and activities in civil jurisdictions with high unemployment, or in labor surplus areas, or in political units or in pockets of poverty that are currently or should meet the criteria to be eligible under the Urban Development Action Grant program administered by the Department of Housing and Urban Development.

(2) For purposes of this subsection, a "civil jurisdiction" is—

(A) a city of 50,000 or more population on the basis of the most recently available Bureau of the Census estimates; or

(B) a town or township in the State of New Jersey, New York, Michigan or Pennsylvania of 50,000 or more population and which possesses powers and functions similar to those of cities; or

(C) a county, except those counties which contain any type of civil jurisdictions defined in paragraphs (A) or (B) of this subsection; or

(D) a "balance of county" consisting of a county less any component cities and townships identified in paragraphs (A) or (B) of this subsection; or

(E) a county equivalent which is a town in the State of Massachusetts, Rhode Island, and Connecticut.

(3) For purposes of this subsection, a "civil jurisdiction with a high level of unemployment" is a civil jurisdiction that has been so classified by the Assistant Secretary for Employment and Training, United States Department of Labor. The Assistant Secretary shall classify a civil jurisdiction as having high unemployment whenever, as determined by the Bureau of Labor Statistics using the latest comparable data available from Departmental, State or local sources, the civil jurisdiction has had an average unadjusted unemployment rate over the previous twelve months of not less than ninety percent of the unadjusted average unemployment rate for all States during the same period. The Assistant Secretary, upon petition submitted by the appropriate State agency, may classify a civil jurisdiction as having high unemployment whenever the civil jurisdiction has experienced or is about to experience a sudden economic dislocation resulting in job loss that is significant both in terms of the number of jobs eliminated and the effect upon the employment rate of the area. The Assistant Secretary shall publish a list of civil jurisdictions with high unemployment, together with geographic descriptions thereof, as soon as practicable, but not later than 30 days after the date of enactment of this Act. This list shall be updated on a monthly basis thereafter, by adding civil jurisdictions that the Assistant Secretary of Labor deems to meet the above criteria.

(4) In classifying civil jurisdictions with high unemployment, the Assistant Secretary, in order to include those individuals actually unemployed, should consider modification of the criteria which counts as fully employed persons who worked at all as paid employees in their own business, profession or farm, or who worked fifteen hours or more in an enterprise operated by a member of the family.

(5) The provisions of this subsection shall apply only to funds appropriated or otherwise made available in this title to:

GSA—Repairing Federal Buildings;
Mass Transit Grants;
Amtrak Grants;
Repairing VA Hospitals;
Economic Development Administration;
SBA Business loan and investment fund;
SBA Natural Resources Development;
Repairing Urban Parks;
Improving and Maintaining National Parks;
Preserving National Forests;
Fish and Wildlife Facilities;
Rural Water and Waste Disposal Grants;
Resource Conservation and Development;
Soil Conservation Service Activities;
Family Housing for the Military;
School Facilities:

Provided, That Corps of Engineers funds shall also be subject to the provisions of this subsection to the extent practicable.

(6) For projects encompassing a civil jurisdiction with high unemployment, labor surplus areas, or political units or pockets of poverty that are currently or should meet the criteria to be eligible under the Urban Development Action Grant program administered by the Department of Housing and Urban Development, as defined in subsections (a)(1), (a)(2), and (a)(3), and a noneligible area, such project shall be eligible for funds under this subsection.

(b)(1) Nothwithstanding any other provision of law, and subject to the provisions of subsection (b)(5), the head of each Federal agency to which funds are appropriated or otherwise made available under this title, with respect to any program distributed according to a formula grant by State, shall allot the funds as follows:

(A) One-third of such sums for each such program shall be allotted among the States on the basis of the relative number of unemployed individuals who reside in each State as compared to the total number of unemployed individuals in all of the States.

(B) One-sixth of such sums for each program shall be allotted among "long-term unemployment States", to be allotted among "long-term unemployment States" on the basis of the relative number of unemployed individuals who reside in each "long-term unemployment State" as compared to the total number of unemployed individuals in all "long-term unemployment States".

(C) One-half of such sums for each such program shall be allocated among the States on the basis of the provisions of law authorizing each such program.

(2) States receiving allotment of funds under this subsection shall to the extent practicable utilize such funds in areas of the State where unemployment is highest and has been high for the longest period of time and for authorized purposes which have the greatest immediate employment impact.

(3) For purposes of this subsection:

(A) The term "State" means each of the several States, the District of Columbia, and the Commonwealth of Puerto Rico.

(B) The number of unemployed individuals who reside in each State, as well as the total number of unemployed individuals in all of the States, shall be determined by the Bureau of Labor Statistics of the Department of Labor for the month of January 1983.

(C) The term "long-term unemployment State" means any State in which the average unadjusted unemployment rate was equal to or above the unemployment rate of 9.4 percent for the period of June 1982, through November 1982.

(4) Notwithstanding any other provision of law, and subject to the provisions of subsection (b)(5), the head of each Federal agency to which funds are appropriated or otherwise made available under this title, with respect to any program distributed according to a formula grant to political subdivisions of the States, shall allot the funds or other authority provided by this title first, among the States in the manner specified in section (b)(1) and second, among the political subdivisions of that State, to the extent practicable under subsection (b)(2), in accordance with the allocation factors contained in the provision of law authorizing each such program.

(5) The provisions of subsection (b)(1) or (b)(4), as the case may be, of this subsection shall apply to funds appropriated, or otherwise made available, under this title to—

Community Development Grants;
Social Services Block Grants;
Community Services Block Grant;
Library Services and Construction Act;
Rebuilding Aviation Infrastructure.

(c) The head of each Federal agency to which funds are appropriated or otherwise made available under this title, or States, or political subdivisions of States, which receive allotment of funds under this title shall to the extent practicable utilize such funds in a manner which maximizes immediate creation of new employment opportunities to individuals who were unemployed at least fifteen of the twenty-six weeks immediately preceding the date of enactment of this Act. It is the intent of the Congress that funds appropriated or otherwise made available under this title be obligated and disbursed as rapidly as possible so as to quickly assist the unemployed and the needy as well as minimize future year budgetary outlays.

(d) Funds or authority to be made available for projects and activities in civil jurisdictions or States with high unemployment, labor surplus areas, or political units or pockets of poverty that are currently or should meet the criteria to be eligible under the Urban Development Action Grant program administered by the Department of Housing and Urban Development, or to State or sub-State jurisdictions, in accordance with this section, but which cannot be rapidly or efficiently utilized shall be identified in a report transmitted to Congress by the Office of Management and Budget not later than thirty days following enactment of this Act. Not later than ten days following transmittal of such report, such funds shall be reallocated on the basis of the provisions of law authorizing each such program.

(e) Notwithstanding any other provision of law, the head of each Federal agency to which appropriations are made under this title, with respect to project grants or project contracts in this section, shall expedite final approval of projects in areas of high unemployment, labor surplus areas, or in political units or in pockets of poverty that are currently or should meet the criteria to be eligible under the Urban Development Action Grant program administered by the Department of Housing and Urban Development in order to allocate sums as required by this section. Nothing required by this section shall impede the rapid expenditure of funds under this section.

(f) Notwithstanding any other provisions of law, any agency rulemaking proceeding conducted in order to implement the provisions of this title shall be conducted expeditiously, and in no case shall an agency hearing on the record be required.

[*Total, Emergency Food and Shelter Program, $100,000,000.*]

RAILROAD UNEMPLOYMENT BENEFITS

SEC. 102. (a) The Railroad Unemployment Insurance Act (45 U.S.C. 351 et seq.) is amended by adding at the end thereof the following new section:

"SUPPLEMENTAL BENEFITS

"SEC. 17. (a) An employee as defined in section 1(d) of this Act shall be entitled to supplemental unemployment benefits in accordance with the provisions of this section for each day of unemployment in excess of four during any registration period in such employee's period of eligibility if such employee—

"(1) has less than ten years of service as defined in section 1(f) of the Railroad Retirement Act of 1974, did not voluntarily retire, and did not voluntarily leave work without good cause;

"(2) has with respect to the benefit year beginning July 1, 1982, exhausted all rights to unemployment benefits under this Act other than supplemental unemployment benefits payable by reason of this section;

"(3) has no rights to unemployment benefits under any State unemployment compensation law or any other Federal law; and

"(4) is not receiving unemployment compensation with respect to such day under the unemployment compensation law of Canada.

"(b) For purposes of this section, an employee shall be deemed to have exhausted his rights to unemployment benefits under this Act when no unemployment benefits (other than supplemental unemployment benefits payable by reason of this section) can be paid to the employee because he has received the maximum unemployment benefits available to him under this Act, other than this section.

"(c) The amount of supplemental unemployment benefits payable to an employee under this section for any day of unemployment shall be equal to the amount that would be payable to him for such day under section 2(a) of this Act if he were entitled to receive benefits under such section.

"(d) The maximum number of days of unemployment for which supplemental unemployment benefits may be paid to an employee by reason of this section shall be fifty.

"(e) No supplemental unemployment benefits shall be payable by reason of this section for any day before March 10, 1983, or for any day in any registration period beginning after June 30, 1983.

"(f) For purposes of this section the term 'period of eligibility' means with respect to any employee, the period beginning with the first day of unemployment following the later of (i) the day on which he exhausted his rights to unemployment benefits (as determined under subsection (b)) in the benefit year beginning July 1, 1982, or (ii) January 31, 1983, and shall consist of five consecutive registration periods, except that no supplemental benefits under this section shall be payable for any day of unemployment in any registration period beginning after June 30, 1983.

"(g) The terms and conditions of this Act that apply to claims for unemployment benefits and the payment or recovery thereof shall apply to claims for supplemental unemployment benefits and payment thereof, except where inconsistent with the provisions of this section.

"(h)(1) There are authorized to be appropriated from the general fund in the Treasury to the railroad unemployment insurance account in the Unemployment Trust Fund, without fiscal year limitation, such sums as may be necessary to pay supplemental unemployment benefits payable by reason of this section. Such amounts shall not be required to be repaid.

"(2) There are authorized to be appropriated from the general fund in the Treasury to the railroad unemployment insurance administration account in the Unemployment Trust Fund, without fiscal year limitation, such sums as may be necessary to meet the costs of administering the program of supplemental unemployment benefits established by this section. Such amounts shall not be required to be repaid.".

(b) In addition to any amounts otherwise appropriated in this Act or any other Act, there are appropriated for the Railroad Retirement Board, $125,000,000 for transfer into the railroad unemployment insurance account in the Unemployment Trust Fund in accordance with section 17(h)(1) of the Railroad Unemployment Insurance Act, and $750,000 for transfer into the railroad unemployment insurance administration account in the Unemployment Trust Fund in accordance with section 17(h)(2) of such Act.

$125,000,000

750,000

[*Total, Railroad Unemployment Trust Fund, $125,750,000.*]

ADMINISTRATION FOR NATIVE AMERICANS

SEC. 103. During fiscal year 1983, general administration of programs authorized under the Native American Programs Act shall remain in the Department of Health and Human Services and shall not be transferred to the Bureau of Indian Affairs and the Secretary of Health and Human Services shall continue to administer the financial assistance grants funded under that Act through the Administration for Native Americans: *Provided,* That this provision shall not prohibit interagency funding agreements between the

Administration for Native Americans and other agencies of the Federal Government for the development and implementation of specific grants or projects.

NATIONAL WEATHER SERVICE

SEC. 104. Since the Administration has proposed to sell the weather (METSAT) and land (LANDSAT) satellite systems;

Since there are concerns about possible commercialization of the National Weather Service;

Since our country should provide weather service information for the protection of life and property;

Since our Nation's economy—its agriculture, aviation, ocean shipping and construction—is heavily affected by weather and our ability to forecast and disseminate vital information about its behavior: Now, therefore,

It is the sense of the Congress that a reliable and compehensive national weather information system responsive to the needs of national security; agriculture, transportation and other affected sectors; and individual citizens must be maintained through a strong central National Weather Service that can work closely with the private sector, other Federal and State government agencies, and the weather services of other nations.

Further, the Nation's civil operational remote sensing satellites (METSAT and LANDSAT) shall remain under the National Oceanic and Atmospheric Administration. No effort shall be made to dismantle, transfer, lease or sell any portion of these systems without prior congressional approval.

SHEA'S BUFFALO THEATER AND KLEINHANS MUSIC HALL, BUFFALO, NEW YORK

SEC. 105. Upon request of the city of Buffalo, New York, the Secretary of Commerce shall authorize such city to sell or lease to any person the Shea's Buffalo Theater and Kleinhans Music Hall, without affecting the Federal assistance provided by a grant under the Public Works and Economic Development Act of 1965 (project number 01-51-22675) or any other law, if such transfer documents provide for the operation of such facilities as performing arts centers for at least 25 years after the date of such transfer.

DEPARTMENT OF THE TREASURY

UNITED STATES CUSTOMS SERVICE

OPERATION AND MAINTENANCE, AIR INTERDICTION PROGRAM

SEC. 106. For expenses, not otherwise provided for, necessary for the acquisition of aircraft (by any means other than purchase from a commercial source), operation and maintenance of United States Customs Service air interdiction program activities, $3,750,000. $3,750,000

[Total, title I, Meeting Our Economic Problems With Essential and Productive Jobs:

[New budget (obligational) authority	*$4,598,577,000.]*
[Limitation on obligations	*425,000,000.]*
[Limitation on direct loans	*450,000,000.]*
[Effect of deferral disapproval	*3,554,152,796.]*
[By transfer	*20,000,000.]*

TITLE II—TEMPORARY EMERGENCY FOOD ASSISTANCE ACT OF 1983

SEC. 201. This title may be cited as the "Temporary Emergency Food Assistance Act of 1983", and is hereinafter in this title referred to as "the Act".

AVAILABILITY OF CCC COMMODITIES

SEC. 202. (a) Notwithstanding any other provision of law, commodities acquired by the Commodity Credit Corporation that are in excess of quantities needed for the fiscal year to carry out a payment-in-kind acreage diversion program, maintain U.S. share of world markets, and meet international market development and food aid commitments, shall be made available by the Secretary of Agriculture (hereinafter in this Act referred to as the "Secretary") without charge or credit in such fiscal year for use by eligible recipient agencies. Upon request, commodities provided by the CCC shall be provided in a form suitable for individual household or institutional use.

(b) Notwithstanding any other provision of law, if wheat stocks acquired by the Commodity Credit Corporation are not available for the purposes of this Act, up to 300,000 metric tons of wheat designated under section 302(b)(1) of the Food Security Wheat Reserve Act of 1980 shall be used for the purposes of this Act. Any amount of wheat used from the Food Security Wheat Reserve under this Act shall be replenished by an equivalent quantity of wheat under the provisions of section 302(b) of the Food Security Wheat Reserve Act of 1980 as soon as practicable, but before December 31, 1983.

PROCESSING AGREEMENTS

SEC. 203. Whenever a commodity is made available without charge or credit under any nutrition program administered by the Secretary, the Secretary shall encourage consumption thereof through agreements with private companies under which the commodity is reprocessed into end-food products for use by eligible recipient agencies, with the expense of the reprocessing to be borne by the recipient agencies.

AUTHORIZATION AND APPROPRIATIONS

SEC. 204. (a) There is appropriated for the period ending September 30, 1983, $50,000,000 for the Secretary to make available to the States for storage and distribution costs, of which not less than $10,000,000 shall be made available for paying the actual costs incurred by charitable institutions, food banks, hunger centers, soup kitchens, and similar nonprofit organizations providing nutrition assistance to relieve situations of emergency and distress through the provision of food to needy persons, including low-income and unemployed persons, provided that in no case shall such payments exceed five per centum of the value of commodities distributed by any such agency. The value of the commodities made available under this Act and the funds of the Corporation used to pay the costs of initial processing, packaging (including forms suitable for home use), and delivering commodities to the States shall not be charged against this appropriation.

$50,000,000

RELATIONSHIPS TO FOOD STAMPS

SEC. 205. Section 4(b) of the Food Stamp Act of 1977 shall not apply with respect to the distribution of commodities under this Act.

COMMODITIES NOT INCOME

SEC. 206. Notwithstanding any other provision of law, commodities distributed under this Act shall not be considered income or resources for any purposes under any Federal, State, or local law.

PENALTIES

SEC. 207. Section 4(c) of the Agriculture and Consumer Protection Act of 1973 is amended by—

(1) striking out "or section 709" and inserting in lieu thereof "section 709"; and

(2) inserting after "(7 U.S.C. 1446a-1)" the phrase "or the Emergency Food Assistance Act of 1983".

PROHIBITION AGAINST CERTAIN STATE CHARGES

SEC. 208. Whenever a commodity is made available without charge or credit under any nutrition program administered by the Secretary for distribution within the States to eligible recipient agencies, the State may not charge recipient agencies any amount that is in excess of the State's direct costs of storing and transporting the commodities to recipient agencies minus any amount the Secretary provides the State for the costs of storing and transporting such commodities.

COMMODITY SUPPLEMENTAL FOOD PROGRAM ADMINISTRATIVE EXPENSES

SEC. 209. Notwithstanding any other provision of law, administrative expenses for the Commodity Supplemental Food Program, on commodities donated by CCC during fiscal year 1983, shall be paid from CCC funds and shall be fifteen per centum of the book value of the commodities donated.

REGULATIONS

SEC. 210. The Secretary shall issue regulations within 30 days to implement this Act.

[Total, title II, Temporary Emergency Food Assistance Act of 1983, new budget (obligational) authority, $50,000,000.]

TITLE III—SUPPLEMENTAL APPROPRIATIONS

SMALL BUSINESS ADMINISTRATION

BUSINESS LOAN AND INVESTMENT FUND

GUARANTEED LOANS

For additional capital for the "Business loan and investment fund", authorized by the Small Business Act, as amended, $200,000,000, to remain available without fiscal year limitation.	$200,000,000

DEPARTMENT OF AGRICULTURE

COMMODITY CREDIT CORPORATION

REIMBURSEMENT FOR NET REALIZED LOSSES

For an additional amount for "Reimbursement for net realized losses", $5,707,457,000.	5,707,457,000

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS

For an additional amount for "Advances to the Unemployment Trust Fund and Other Funds", $5,033,000,000, to remain available until September 30, 1984. $5,033,000,000

GRANTS TO STATES FOR UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICES

For an additional amount for "Grants to States for unemployment insurance and employment services", $276,100,000, which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund and which shall be available only to the extent necessary to meet increased costs of administration resulting from changes in a State law or increases in the number of unemployment insurance claims filed and claims paid or increased salary costs resulting from changes in State salary compensation plans embracing employees of the State generally over those upon which the State's basic grant was based, which cannot be provided for by normal budgetary adjustments: *Provided,* That any portion of the funds granted to a State in the current fiscal year and not obligated by the State in that year shall be returned to the Treasury and credited to the account from which derived. *276,100,000 (limitation on trust fund transfer)*

[Total, title III, Supplemental Appropriations:
[New budget (obligational) authority .... $10,940,457,000.]
[Limitation on trust fund transfer .... 276,100,000.]

AVAILABILITY OF FUNDS

No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

Approved, March 24, 1983.

LEGISLATIVE HISTORY—H.R. 1718

HOUSE REPORTS: No. 98-11 (Comm. on Appropriations) and No. 98-44 (Comm. of Conference
SENATE REPORT No. 98-17 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Mar. 3, considered and passed House.
  Mar. 9-11, 14-17, considered and passed Senate, amended.
  Mar. 22, House agreed to the conference report, concurred in certain Senate amendments and in others with amendments; Senate agreed to conference report, concurred in House amendments with an amendment.
  Mar. 24, House concurred in Senate amendment.

Grand total, titles I, II, III:

New budget (obligational authority)	$15,589,034,000
Limitation on trust fund transfer	*(276,100,000)*
Limitation on obligations	*(425,000,000)*
Limitation on direct loans	*(450,000,000)*
Effect of deferral disapprovals	*(3,554,152,796)*
By transfer	*(20,000,000)*

Total new budget (obligational) authority, Emergency Jobs Appropriations Act, 1983 15,589,034,000

NOTE.—The following tabulation is a classification by departments and establishments of new budget (obligational) authority made in the foregoing act:

Department or establishment	Amount
TITLE I—MEETING OUR ECONOMIC PROBLEMS WITH ESSENTIAL AND PRODUCTIVE JOBS	
General Services Administration	$125,000,000
Federal Highway Administration:	
New budget (obligational) authority	33,000,000
Limitation on obligations	*275,000,000*
Urban Mass Transportation Administration:	
New budget (obligational) authority	132,650,000
Disapproval of deferral	*229,000,000*
Federal Railroad Administration	80,000,000
Federal Aviation Administration: *Limitation on obligations*	*150,000,000*
Veterans Administration	75,000,000
Department of Housing and Urban Development:	
New budget (obligational) authority	1,000,000,000
Disapproval of deferrals	*3,325,152,796*
Department of Commerce	100,000,000
Small Business Administration	102,000,000
Department of Interior	380,450,000
Department of Agriculture:	
New budget (obligational) authority	532,875,000
Limitation on direct loans	*450,000,000*
Department of Health and Human Services	509,560,000
Department of Defense	568,642,000
Tennessee Valley Authority Fund	40,000,000
Department of Justice:	
New budget (obligational) authority	80,000,000
By transfer	*20,000,000*
Department of Energy	150,000,000
Department of Labor	254,900,000
Department of Education	205,000,000
Federal Emergency Management Agency	100,000,000
Railroad Retirement Board	125,750,000
United States Custom Service	3,750,000
Total, title I:	
New budget (obligational) authority	4,598,577,000
Limitation on obligations	*425,000,000*
Limitation on direct loans	*450,000,000*
Effect of deferral disapprovals	*3,554,152,796*
By transfer	*20,000,000*
TITLE II—TEMPORARY EMERGENCY FOOD ASSISTANCE ACT OF 1983	
Department of Agriculture—Distribution of Agricultural Commodities	50,000,000
TITLE III—SUPPLEMENTAL APPROPRIATIONS	
Small Business Administration	200,000,000
Department of Agriculture	5,707,457,000
Department of Labor:	
New budget (obligational) authority	5,023,000,000
Limitation on trust fund transfer	*276,100,000*
Total, title III:	
New budget (obligational) authority	10,940,457,000
Limitation on trust fund transfer	*276,100,000*

Department or establishment	Amount
RECAPITULATION	
Grand total, titles I, II, III:	
New budget (obligational) authority	$15,589,034,000
Limitation on obligations	*425,000,000*
Limitation on direct loans	*450,000,000*
Effect of deferral disapprovals	*3,554,152,796*
By transfer	*20,000,000*
Limitation on trust fund transfer	*276,100,000*

SUPPLEMENTAL APPROPRIATIONS ACT, 1983

Public Law 98-63

98th Congress, H.R. 3069

July 30, 1983

AN ACT

Making supplemental appropriations for the fiscal year ending September 30, 1983, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations for the fiscal year ending September 30, 1983, and for other purposes, namely:

TITLE I

CHAPTER I

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

SCIENTIFIC ACTIVITIES OVERSEAS (FOREIGN CURRENCY PROGRAM)

For an additional amount for Scientific Activities Overseas (Foreign Currency Program), $2,000,000.	$2,000,000

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SALARIES AND EXPENSES

For an additional amount for salaries and expenses of the Animal and Plant Health Inspection Service, $3,600,000.	3,600,000

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

PAYMENT-IN-KIND PROGRAM

All land rented or leased, and in production for crop year 1982, if now rented or leased by the same individual, partnership, or corporation, and eligible for acreage reduction shall qualify for designation under the payment-in-kind program for crop year 1983, the same as land owned by the producer.

Until such time as additional legislation to the contrary may be enacted, it is provided: that, notwithstanding any other provision of law, in order to acquire a sufficient amount of upland cotton to carry out the payment-in-kind program for the 1983 crop of upland cotton, the Secretary of Agriculture shall solicit bids from cotton producers, for sale to the Commodity Credit Corporation of 1980, 1981, and 1982 crop cotton pledged by such producers as security for nonrecourse loans made under section 103(g)(1) of the Agricultural Act of 1949 (7 U.S.C. 1444(g)(1)). Until sufficient cotton to carry out the payment-in-kind program for the 1983 crop of upland cotton is acquired under this procedure, or until a reasonable bid period opportunity has been determined and made available by the Secretary, but in no event less than two weeks, no bid for 1982 crop cotton shall be rejected unless it exceeds (on a percentage basis) the amount of the highest bid received and accepted under the same procedure for feed grains. The Secretary shall also give any producer who has previously submitted a bid the opportunity to nullify such bid if the producer agrees to submit another bid under the provisions of this Act.

FARMERS HOME ADMINISTRATION

AGRICULTURAL CREDIT INSURANCE FUND

For an additional amount for guaranteed operating loans, $50,000,000; and for insured real estate loans, $25,000,000.

$50,000,000 (limitation on guaranteed loans)

25,000,000 (limitation on direct loans)

RURAL WATER AND WASTE DISPOSAL GRANTS

For additional grants pursuant to sections 306(a)(2) and 306(a)(6) of the Consolidated Farm and Rural Development Act, as amended (7 U.S.C. 1926), $25,000,000, to remain available until expended, pursuant to section 306(d) of the above Act.

25,000,000

GENERAL PROVISION

None of the funds appropriated by this or any other Act may be used to relocate the Hawaii State office of the Farmers Home Administration from Hilo, Hawaii, to Honolulu, Hawaii.

FOOD AND NUTRITION SERVICE

COMMODITY SUPPLEMENTAL FOOD PROGRAM

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for the commodity supplemental food program, $750,000: *Provided*, That an additional $585,000 shall be paid from Commodity Credit Corporation funds for administrative expenses for the commodity supplemental food program, based on commodities donated by the Commodity Credit Corporation during fiscal year 1982.

750,000

585,000 (transfer from Commodity Credit Corporation)

FOOD STAMP PROGRAM

For an additional amount for the food stamp program, $1,189,484,000: *Provided*, That $160,000,000 of the funds provided herein shall be available only to the extent necessary after the Secretary has employed the regulatory and administrative methods available to him under the law to curtail fraud, waste, and abuse in the program.

1,189,484,000

FOOD DONATIONS PROGRAMS

For an additional amount for the elderly feeding program for fiscal year 1983, $16,000,000: *Provided*, That, upon enactment of this bill, for fiscal year 1983 only final reimbursement claims for service of meals submitted within ninety days following the month for which the reimbursement is claimed shall be eligible for reimbursement from funds appropriated under this Act: *Provided further*, That funds provided for the food donations programs in Public Law 97–370 shall remain available until September 30, 1984.

16,000,000

CHILD NUTRITION PROGRAMS

For an additional amount for the "Child nutrition programs", $118,000,000.

118,000,000

[*Total, Food and Nutrition Service, $1,324,234,000.*]

SOIL CONSERVATION SERVICE

Of the funds provided for watershed and flood prevention operations in Public Law 98-8 to assist in installing works of improvement and rehabilitation of existing works, $17,000,000 shall be available for rehabilitation of existing small watersheds, as authorized by law.

For an additional amount for emergency measures to repair flood damage as authorized by sections 403–405 of the Agricultural Credit Act of 1978 (16 U.S.C. 2203-2205), $5,000,000, to remain available until expended. $5,000,000

[*Total, Department of Agriculture:*

[*New budget (obligational) authority*	*$1,359,834,000.*]
[*Transfer authority*	*585,000.*]
[*Direct loan authority*	*25,000,000.*]
[*Guaranteed loan authority*	*50,000,000.*]

RELATED AGENCIES

DEPARTMENT OF HEALTH AND HUMAN SERVICES

FOOD AND DRUG ADMINISTRATION

SALARIES AND EXPENSES

For an additional amount for the Food and Drug Administration, $1,000,000, to remain available until expended, to become available only to the extent necessary to meet unanticipated costs of emergency activities not provided for in budget estimates. 1,000,000

STANDARD LEVEL USER CHARGES

(TRANSFER OF FUNDS)

For an additional amount for payment of standard level user charges of the Food and Drug Administration, $500,000, which shall be derived by transfer from "Salaries and expenses". *500,000 (by transfer)*

COMMODITY FUTURES TRADING COMMISSION

For an additional amount for necessary expenses for the "Commodity Futures Trading Commission", $965,000, for investigations, registration, litigation travel, agricultural options development, and automated data processing. 965,000

[*Total, Chapter I:*

[*New budget (obligational) authority*	*$1,361,799,000.*]
[*Transfer from Commodity Credit Corporation*	*585,000.*]
[*Direct loan authority*	*25,000,000.*]
[*Guaranteed loan authority*	*50,000,000.*]

CHAPTER II

DEPARTMENT OF COMMERCE

GENERAL ADMINISTRATION

SPECIAL FOREIGN CURRENCY PROGRAM

For payments in foreign currencies which the Department of the Treasury determines to be excess to the normal requirements of the

United States, as authorized by law, $500,000, to remain available until expended. $500,000

WHITE HOUSE CONFERENCE ON PRODUCTIVITY

In the appropriation language of section 158 in Public Law 97-377, insert "to remain available until January 31, 1984" immediately after "$1,500,000".

ECONOMIC DEVELOPMENT ADMINISTRATION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $1,800,000. 1,800,000

INTERNATIONAL TRADE ADMINISTRATION

OPERATIONS AND ADMINISTRATION

In the appropriation language under the above heading in Public Law 97-377, insert "and motor vehicles for law enforcement use" immediately after "official use abroad".

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for "Operations, research, and facilities", $48,873,000, to remain available until expended, of which $20,000,000 shall be for the establishment of a fund for the residents of the Pribilof Islands: *Provided,* That such sum shall be available only upon the enactment into law of authorizing legislation: *Provided further,* That no additional Federal funds shall be made available for this purpose. 48,873,000

[*Total, Department of Commerce, $51,173,000.*]

RELATED AGENCIES

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $130,000. 130,000

SMALL BUSINESS ADMINISTRATION

BUSINESS LOAN AND INVESTMENT FUND

For additional capital for the "Business loan and investment fund", authorized by the Small Business Act, as amended, $152,000,000, to remain available without fiscal year limitation. 152,000,000

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

WORKING CAPITAL FUND

For additional requirements of the "Working capital fund", $900,000, to be derived from current operating income.

Legal Activities

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

For an additional amount for "Salaries and expenses, General Legal Activities", $4,600,000, of which not to exceed $3,800,000 for asbestos litigation support contracts shall remain available until September 30, 1984. $4,600,000

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS AND MARSHALS

For an additional amount for "Salaries and expenses, United States Attorneys and Marshals", $5,800,000. 5,800,000

SUPPORT OF UNITED STATES PRISONERS

For an additional amount for "Support of United States Prisoners", $1,500,000. 1,500,000

SALARIES AND EXPENSES, COMMUNITY RELATIONS SERVICE

Funds advanced to "Salaries and expenses, Community Relations Service" shall be made available until expended to make payments in advance for grants, contracts, and reimbursable agreements and other expenses necessary under section 501(c) of the Refugee Education Assistance Act of 1980, Public Law 96-422, for the processing, care, maintenance, security, transportation and reception and placement in the United States of Cuban and Haitian entrants.

[*Total, Legal Activities, $11,900,000.*]

Interagency Law Enforcement

ORGANIZED CRIME DRUG ENFORCEMENT

Of funds available under the above heading, $9,619,000, for undercover operations, and $14,000,000 for purchase of automated data processing and telecommunications equipment shall remain available until September 30, 1984.

Federal Bureau of Investigation

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $1,000,000: *Provided*, That during fiscal year 1983 there is authorized to be purchased for police-type use (not to exceed one thousand six hundred and twenty of which thirteen hundred are for replacement only) passenger motor vehicles. 1,000,000

Immigration and Naturalization Service

SALARIES AND EXPENSES

Of funds available under this heading, $27,177,000, for work under section 501(c) of the Refugee Education Assistance Act shall remain available until expended.

Federal Prison System

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses, Federal Prison System", $3,734,000. 3,734,000

[*Total, Department of Justice, $16,634,000.*]

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $7,985,000, to remain available until September 30, 1984. $7,985,000

ACQUISITION, OPERATION, AND MAINTENANCE OF BUILDINGS ABROAD

For an additional amount for "Acquisition, operation, and maintenance of buildings abroad", $22,256,000, to remain available until expended. 22,256,000

PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

For an additional amount for "Payment to the Foreign Service retirement and disability fund", $4,658,000. 4,658,000

OTHER

THE ASIA FOUNDATION

For an additional amount for "The Asia Foundation", $2,900,000, to remain available until expended. 2,900,000

COMMISSION ON WARTIME RELOCATION AND INTERNMENT OF CIVILIANS

SALARIES AND EXPENSES

Funds appropriated under the heading of "Commission on Wartime Relocation and Internment of Civilians" in Public Law 97-377 (96 Stat. 1877) shall remain available until September 30, 1983.

[*Total, Department of State, $37,799,000.*]

RELATED AGENCIES

ARMS CONTROL AND DISARMAMENT AGENCY

For an additional amount for "Salaries and expenses", $564,000. 564,000

BOARD FOR INTERNATIONAL BROADCASTING

GRANTS AND EXPENSES

For an additional amount for the Board for International Broadcasting, "Grants and Expenses", $8,017,000 exclusively for grants to 8,017,000
Radio Free Europe/Radio Liberty, of which $4,900,000 shall be for the purposes of (1) upgrading pensions and benefits for the Members of the Society of International Broadcasters, who are pre-1976 Radio Free Europe/Radio Liberty retirees, and (2) the RFE/RL Special Widows Project; and, in addition, there shall be available only upon
enactment into law of authorizing legislation, the sum of $13,283,000 13,283,000
which shall be exclusively for grants to Radio Free Europe/Radio Liberty.

[*Total, Board for International Broadcasting, $21,300,000.*]

United States Information Agency

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $9,000,000, and, in addition there shall be available the sum of $4,000,000. 13,000,000

ACQUISITION AND CONSTRUCTION OF RADIO FACILITIES

For an additional amount for "Acquisition and construction of radio facilities", $10,800,000. 10,800,000

[*Total, United States Information Agency, $23,800,000.*]

THE JUDICIARY

Courts of Appeals, District Courts, and Other Judicial Services

SALARIES OF JUDGES

For an additional amount for "Salaries of Judges", $1,400,000. 1,400,000

DEFENDER SERVICES

For an additional amount for "Defender Services", $1,400,000, to remain available until expended. 1,400,000

BANKRUPTCY COURTS, SALARIES AND EXPENSES

For an additional amount for "Bankruptcy Courts, Salaries and expenses", $2,500,000. 2,500,000

GENERAL PROVISIONS

Notwithstanding any other provision of law, the Administrative Office of the United States Courts, or any other agency or instrumentality of the United States, is prohibited from restricting solely to staff of the Clerks of United States Bankruptcy Courts the issuance of notices to creditors and other interested parties. The Administrative Office shall permit and encourage the preparation and mailing of such notices to be performed by or at the expense of the debtors, trustees or such other interested parties as the Court may direct and approve. The Administrator of the United States Courts shall make appropriate provisons for the use of and accounting for any postage required pursuant to such directives. The provisions of this paragraph shall terminate on October 1, 1983.

[*Total, the Judiciary, $5,300,000.*]

[*Total, Chapter II, new budget (obligational) authority, $308,700,000.*]

CHAPTER III

DEPARTMENT OF DEFENSE—MILITARY

Operation and Maintenance

OPERATION AND MAINTENANCE, ARMY

For an additional amount for "Operation and maintenance, Army", $6,190,000. 6,190,000

OPERATION AND MAINTENANCE, NAVY

For liquidation of contract authority in "Operation and maintenance, Navy", for fiscal year 1980, $25,000,000. *$25,000,000 (liquidation of contract authority)*

Obligations incurred or to be incurred hereafter for termination liability in connection with the TAKX and T-5 programs, for which the Navy has already entered into agreements to charter (including conversion or construction related to such agreements or charters) shall, so long as the Government remains liable for termination costs, be considered as obligations in the current Operation and Maintenance, Navy, appropriation account, to be held in reserve in the event such termination liability is incurred, for the purposes of title 31, United States Code, in an amount equal to 10 percent of the outstanding gross termination liability.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for "Operation and maintenance, Air Force", $310,000. 310,000

[*Total, Operation and Maintenance, $6,500,000.*]

PROCUREMENT

MISSILE PROCUREMENT, ARMY

For an additional amount for "Missile procurement, Army", $453,600,000, to remain available until September 30, 1985. 453,600,000

OTHER PROCUREMENT, ARMY

For an additional amount for "Other procurement, Army", $4,960,000, to remain available until September 30, 1985. 4,960,000

AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for "Aircraft Procurement, Air Force", $185,000,000, to be available until September 30, 1985, for long lead procurement of engine, defensive and offensive avionics, and airframe components, in quantities which will be required if Congress approves multiyear procurement of the B-1B pursuant to section 2306(h), title 10, United States Code: *Provided,* That $185,000,000 appropriated under this head for the B-1B in Public Law 97-377 is rescinded: *Provided further,* That nothing in this paragraph shall be deemed to approve multiyear procurement of the B-1B.

OTHER PROCUREMENT, AIR FORCE

For an additional amount for "Other procurement, Air Force", $3,210,000, to remain available until September 30, 1985: *Provided,* That funds available under this heading in Public Law 97-377 may be used for the purchase of six vehicles for physical security of overseas personnel, notwithstanding price limitations applicable to passenger vehicles, but not to exceed $100,000 per vehicle 3,210,000

[*Total, Procurement, $461,770,000.*]

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

For an additional amount for "Research, development, test and evaluation, Navy", $1,500,000, to remain available for obligation until September 30, 1984. 1,500,000

GENERAL PROVISIONS

Section 723 of the Department of Defense Appropriation Act, 1983, as enacted in Public Law 97-377, is amended by striking out the first proviso and inserting in lieu thereof: "*Provided*, That nothing herein shall preclude the procurement of specialty metals or chemical warfare protective clothing produced outside the United States or its possessions when such procurement is necessary to comply with agreements with foreign governments requiring the United States to purchase supplies from foreign sources for the purposes of offsetting sales made by the United States Government or United States firms under approved programs serving defense requirements or where such procurement is necessary in furtherance of the standardization and interoperability of equipment requirements within NATO so long as such agreements with foreign governments comply, where applicable, with the requirements of section 36 of the Arms Export Control Act and with section 2457 of title 10, United States Code:".

Funds available to the Department of Defense during the current fiscal year may not be obligated to acquire (by lease or purchase) a replacement aircraft for the CT-39 aircraft from other than a United States firm and such replacement aircraft must be assembled in the United States and utilize an airframe manufactured in the United States.

No funds available to the Department of Defense during the current fiscal year may be used to enter into any contract with a term of three years or more, inclusive of any option for contract extension or renewal, for any vessels, aircraft or vehicles, through a lease, charter, or similar agreement, that imposes an estimated termination liability (excluding the estimated value of the leased item at the time of termination) on the Government exceeding 50 percent of the original purchase value of the vessel, aircraft, or vehicle involved for which the Congress has not specifically provided authority in an appropriation Act for the obligation of 10 percent of such termination liability.

None of the funds appropriated by this Act may be obligated or expended to formulate or to carry out any requirement that, in order to be eligible to submit a bid or an offer on a Department of Defense contract to be let for the supply of commercial or commercial-type products, a small business concern (as defined pursuant to section 3 of the Small Business Act) must (1) demonstrate that its product is accepted in the commercial market (except to the extent that may be required to evidence compliance with the Walsh-Healey Public Contracts Act), or (2) satisfy any other prequalification to submitting a bid or an offer for the supply of any such product.

The amount that may be transferred pursuant to section 732 of the Department of Defense Appropriation Act, 1983, is hereby increased to $1,700,000,000.

None of the funds appropriated in this Act may be obligated or expended in any way for the purpose of the sale, lease, rental, or excessing of any portion of land currently identified as Fort DeRussy, Honolulu, Hawaii.

[*Total, Chapter III:*

[*New budget (obligational) authority*	*$469,770,000.*]
[*Liquidation of contract authority*	*25,000,000.*]

CHAPTER IV

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

GENERAL INVESTIGATIONS

For an additional amount for "General Investigations", $10,000,000, to remain available until expended. $10,000,000

FLOOD CONTROL AND COASTAL EMERGENCIES

For an additional amount for "Flood Control and Coastal Emergencies", $25,000,000, to remain available until expended. 25,000,000

GENERAL PROVISIONS

The project for flood protection on the Lower San Joaquin River, California, authorized by the Flood Control Act approved December 22, 1944, as amended, is hereby further modified to authorize the Secretary of the Army, acting through the Chief of Engineers, to perform clearing and snagging on the San Joaquin River from Stockton, California, to Friant Dam, at an estimated cost of $5,000,000. Prior to initiation of construction, a non-Federal entity shall provide adequate assurance for providing all lands, easements, rights-of-way and utility relocations at no expense to the Federal Government; execute a written agreement pursuant to section 221 of Public Law 91-611; agree to operate and maintain the project works upon completion of construction in accordance with rules and regulations prescribed by the Department of the Army; and hold and save the United States free from damages due to construction, operation, and maintenance of the project, not including damages due to the fault or negligence of the United States or its contractors.

Funds for the Wister Lake project, Oklahoma, authorized pursuant to the Flood Control Act of 1938 (52 Stat. 1218) shall be used to reduce sedimentation impacts by raising the level of the conservation pool permanently by 3 feet and seasonably by an additional 3.4 feet and the Secretary of the Army, acting through the Chief of Engineers, is hereby authorized to take such measures as are necessary to carry out this directive.

Contracts for architect and engineering services, and surveying and mapping services, shall be awarded in accordance with title IX of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 541 et seq.).

The Secretary of the Army, acting through the Chief of Engineers, is authorized and directed to include in the survey report on Threemile Creek, Mobile, Alabama, the costs and benefits of local improvements initiated subsequent to January 1, 1982, by the city of Mobile for flood damage reduction measures which the Chief of Engineers determines are compatible with and constitute an integral part of his recommended plan. In determining the appropriate non-Federal share for such plan, the Chief of Engineers shall give recognition to costs incurred by non-Federal interests in carrying out such local improvements.

The Secretary of the Army, acting through the Chief of Engineers, is hereby authorized to prepare a comprehensive study and recommendations for the development and efficient utilization of the water and related resources of southcentral and southeast Oklahoma and to prepare a similar comprehensive study and recommendations for the Red River and its tributaries in Arkansas, Texas, Louisiana, and Oklahoma.

Funds herein or hereafter provided for the Beverly Shores, Indiana, project may be used to operate and maintain the emergency shore protection measures constructed pursuant to section 103 of the Energy and Water Development Appropriations Act, 1982 (95 Stat. 1137).

Not to exceed $500,000 shall be available for removal of obstructive shoals within the project limits of the Kawkawlin River, MI, project.

Section 107 of Public Law 97-88 pertaining to maintenance and operation of the Chicago Sanitary and Ship Canal of the Illinois Waterway in the interest of navigation includes the Control Structure and Lock in the Chicago River, and other facilities as are necessary to sustain through navigation from Chicago Harbor on Lake Michigan to Lockport on the Des Plaines River.

Not to exceed $500,000 shall be available for channel clearing of Bayou Rigolette as determined advisable by the Chief of Engineers in the Project Aloha-Rigolette Area, Grant and Rapides Parishes, Louisiana, authorized by the Flood Control Act approved August 18, 1941.

The Wallisville Reservoir, Texas, project, authorized by section 101 of the River and Harbor Act of 1962 (Public Law 87-874), is hereby modified with respect to its physical elements and planned operation as recommended in the Wallisville Lake, Texas, Post-Authorization Change Report, July 1981, as supplemented, July 1982. Notwithstanding the above modifications, provisions of the Contract for Water Storage, Salinity Control, and Recreation in Wallisville Reservoir (Contract Numbered DACW64-67-C-0108 signed by the Secretary of the Army, February 2, 1968) between the United States Government and the city of Houston, the Trinity River Authority of Texas, and the Chambers Liberty Counties Navigation District, shall govern non-Federal participation: *Provided*, That total project cost as cited in said contract shall be understood to consist of (1) costs, exclusive of land costs, actually incurred by the United States in connection with construction of elements currently in place and to be used in the modified plan, including interest during construction; (2) the actual cost of lands used in the modified plan; and (3) completion costs of the modified plan, including interest during construction.

The Secretary of the Army is authorized, notwithstanding any other provision of law, to widen, as necessary for safe passage, the navigation opening of Franklin Ferry Bridge, Jefferson County, Alabama. The work herein authorized shall be accomplished at Federal expense; however, no construction to widen the navigation opening shall begin nor contract for alteration of the bridge may be awarded until the owner shall agree that upon completion of the alteration to thereafter operate and maintain the Franklin Ferry Bridge as altered. There is hereby authorized to be appropriated not to exceed $4,000,000, which includes $1,000,000 previously appropriated, to carry out this section. Amounts authorized by this subsection shall be available until expended.

The Ventura Marina project authorized by section 101 of the River and Harbor Act of 1968 (Public Law 90-483), as modified, is hereby amended to authorize the Secretary of the Army, acting through the Chief of Engineers to reimburse the Ventura Port District from available Operation and Maintenance, General funds for work performed by the Port just prior to February 25, 1983, in the area normally maintained by the Corps of Engineers. None of the funds appropriated in this or any future Act for the Ventura Marina, California, project may be used to reimburse local interests for any work performed unless such work has the prior approval of the United States Army Corps of Engineers and the Appropriations Committees.

Section 164 of the Water Resources Development Act of 1976 (Public Law 94-587) as amended by section 3 of Public Law 97-140, is further amended—

(1) by inserting the following after the first sentence: "The Secretary of the Army, acting through the Chief of Engineers, shall construct an approach roadway from the end of the Washington State Route 129 overpass of such bridge to Sixteenth Avenue in the City of Clarkston, Asotin County, Washington,"; and

(2) in the last sentence, by striking out "$23,200,000" and inserting in lieu thereof "$24,000,000".

The authorization for the Sardis Lake project contained in section 203 of the Flood Control Act of 1962 (Public Law 87-874) as amended by section 108 of the Energy and Water Development Appropriation Act of 1982 (Public Law 97-88) is hereby amended to authorize the Secretary of the Army, acting through the Chief of Engineers, to plan, design, and construct a water intake structure at an estimated Federal cost of $500,000.

The project for navigation at Moriches and Shinnecock Inlets, New York, authorized in section 101 of the River and Harbor Act of 1960 (Public Law 86-645), and the items of local cooperation pertaining thereto, are hereby modified to the extent necessary to require the Secretary of the Army, acting through the Chief of Engineers, to provide for the construction of the Navigation feature independent of other features.

Notwithstanding subsection 5901(a) of title 5, United States Code (80 Stat. 508), as amended, the uniform allowance for uniformed civilian employees of the United States Army Corps of Engineers may be up to $400 annually.

The United States Army Chief of Engineers may accept the services of volunteers and provide for their incidental expenses to carry out any activity of the Army Corps of Engineers except policy-making or law or regulatory enforcement. Such volunteers shall not be employees of the United States Government except for the purposes of (1) chapter 171 of title 28 of the United States Code, relating to tort claims, and (2) chapter 81 of title 5 of the United States Code, relating to compensation for work injuries.

Hereafter, notwithstanding any other provisions of law or of this Act, appropriations for the Yatesville Lake construction project made available by Public Law 97-257, chapter V and Public Law 97-377, title I, section 140 (96 Stat. 1916) shall be obligated to construct the Yatesville Lake project.

Section 104(b) of the River and Harbor Act of 1958, Public Law 85-500, as amended by section 302 of the River and Harbor Act of 1965, Public Law 89-298, is further amended by striking out "$5,000,000" and inserting in lieu thereof "$10,000,000".

The Secretary of the Army, acting through the Chief of Engineers, is authorized and directed to prepare and submit to Congress a feasibility report on the water resource needs in the vicinity of the Homochitto and Buffalo Rivers, Saint Catherine and Coles Creeks, Bayou Pierre, and other major tributaries draining into the Mississippi River between Bayou Pierre and the Buffalo River, Mississippi, to recommend remedial measures for flood control, bank stabilization, sedimentation, and related purposes.

The Columbia River at the mouth, Oregon and Washington, project authorized by the River and Harbor Act of July 5, 1884, as amended, is modified to provide for deepening of the northermost 2,000 feet of the channel cross section to 55 feet at Federal expense: *Provided,* That $5,300,000 of "Construction, general" funds shall be made available to undertake this project modification.

Section 1114 of title 18, United States Code, is amended by inserting "any civilian official or employee of the Army Corps of Engineers assigned to perform investigations, inspections, law or regulatory enforcement functions, or field-level real estate functions," immediately after "National Park Service,".

The Secretary of the Army, acting through the Chief of Engineers, is authorized and directed to design and construct and undertake measures necessary to provide a level of protection as the Chief of Engineers determines necessary to prevent recurring flood damages along the Pearl River in the vicinity of Jackson, Mississippi, substantially in accordance with preliminary plans developed by the Mobile District Engineer, at a currently estimated cost of $26,500,000, including $2,300,000 made available in this appropriation for advanced engineering and design. Expenditures by the Pearl River Basin Development District in constructing improvements at the Mississippi Highway 25 Bridge, an integral part of the plan authorized herein, shall be credited toward the local share of the project costs. Prior to implementation of the work authorized herein, non-Federal interests must agree to provide the requirements prescribed in section 3 of the Flood Control Act of 1936, as amended.

The Secretary of Army acting through the Chief of Engineers is directed to start construction of the Crater Lake phase of the Snettisham hydroelectric project authorized by the 1962 Flood Control Act with funds appropriated in fiscal years 1982 and 1983.

To assure adequate flood protection for developed areas in the vicinity of the Cowlitz and Toutle Rivers, Washington, and to improve navigation in the Columbia River, the navigation project on the Cowlitz River, Washington, authorized by the first section of the Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes", approved June 25, 1910 (36 Stat. 665), is hereby modified to authorize the Secretary of the Army, acting through the Chief of Engineers, to implement and maintain flood control measures on the Cowlitz and Toutle Rivers by dredging or other means determined by the Secretary to be necessary to assure flood protection for developed areas in the vicinity of such rivers against a one-hundred-year flood on the lower Cowlitz River and to reduce sedimentation flow and the chance of blockage on the Columbia River. The authorization provided in this paragraph shall remain in effect until such time as permanent solutions and measures for flood control and navigation as identified in the Chief of Engineers' Cowlitz and Toutle Rivers final feasibility report, to be submitted to the President and the Congress by the Secretary of the Army, are fully implemented.

The project for Cooper River, Charleston Harbor, South Carolina, authorized by the River and Harbor Act of 1968, Public Law 90-483, approved August 13, 1968, is hereby modified to authorize and direct the Secretary of the Army, acting through the Chief of Engineers, to install a closure structure in the diversion canal between Lake Marion and Lake Moultrie and to construct such measures as the Chief of Engineers determines necessary to improve the seismic stability of the Pinopolis West Dam on the Cooper River, at an estimated cost of $22,000,000: *Provided*, That nothing in this paragraph shall waive any requirements under the Federal Power Act of 1935 (49 Stat. 847): *Provided further*, That in addition to such sums as are otherwise appropriated by this Act there are appropriated an additional $2,000,000, to remain available until expended, for "Construction, general, Corps of Engineers—Civil", for engineering and design studies in connection with the project authorized by this paragraph. $2,000,000

No amount appropriated under this or any other Act may be used by the Secretary of the Army (or his delegate) or by any other agency or instrumentality of the United States to acquire any land or interest in land within the Tensas River National Wildlife Refuge under the power of condemnation. The preceding sentence shall not apply to any land or interest in land owned, as of May 25, 1983, by the Chicago Mill and Lumber Company.

[*Total, Corps of Engineers—Civil, $37,000,000.*]

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

GENERAL PROVISIONS

The Secretary of the Interior is hereby authorized to engage in a feasibility study for the Prairie Bend unit, Pick-Sloan Missouri River Basin program, located in Dawson, Buffalo, and Hall Counties in Nebraska for irrigation, stabilization of ground-water levels, enhancement of water quality, small community and rural domestic water supplies, management of fish and wildlife habitat, public outdoor recreation, flood control, and other purposes determined to be appropriate. Such feasibility study shall include a detailed report on any effects the proposed project may have on wildlife habitat, including habitat of the sandhill crane and the endangered whooping crane. Such feasibility study shall also develop alternative water management plans that are consistent with the Endangered Species Act and the Migratory Bird Treaty Act. Before funds are expended for the feasibility study, the State of Nebraska, or other non-Federal entity, shall agree to participate in the study and to share in the cost of the study. The non-Federal share of the costs may be partly or wholly in the form of services directly related to the conduct of the study.

In accordance with the repayment contract for the Dallas Creek participating project of the Upper Colorado River storage project, entered into January 14, 1977, and entitled "Repayment Contract Between the United States of America and the Tri-County Water Conservancy District", the portion of the costs of such project, including interest on construction costs, allocated to municipal and industrial use which exceeds $38,000,000 shall not be reimbursable.

To provide adequate access to the McGee Creek recreation areas, Wildlife Management Area, and Natural Scenic Recreation Area for use and enjoyment by the general public of those facilities, the Secretary of the Interior is authorized to secure right-of-way, design and construct or otherwise improve two existing county access roads (1) westside road beginning at the existing county road extending from Oklahoma State Highway 3 near the community of Lane, Oklahoma, and extending adjacent to the McGee Creek Reservoir and terminating at the existing county road extending from Oklahoma State Highway 43 in the vicinity of Stringtown, Oklahoma, a distance of some 19 miles; (2) eastside road beginning at State Highways 3 and 7 near Center Point, Oklahoma, and extending northward to the upper end of McGee Creek Reservoir, a distance of some 11 miles. The westside road will be constructed with a 24-foot berm and 20-foot paved surface and the east side constructed with a 28-foot berm and 24-foot paved surface. Both roads will have a minimum 6-inch gravel base and be paved with all weather asphaltic surface. The cost for the facilities authorized by this Act shall be nonreimbursable.

The Secretary of the Interior is authorized, when he deems it appropriate, to defer over the remaining term of any repayment contract or for a period of five years, whichever is less, the 1983 water service and repayment contract obligations for capital and operation and maintenance costs associated with federally constructed or federally assisted projects to reflect the percentage of acreage removed from cultivation pursuant to the "Special program for Corn, Grain, Sorghum, Upland Cotton, and Rice" under title 7 of the Code of Federal Regulations part 770, and any regulations supplementary thereto or amendatory thereof. Such deferment of payments shall not be deemed a "supplemental or additional benefit" within the meaning of section 203(a)(2) of the Reclamation Reform Act of 1982.

The Secretary of the Interior is hereby authorized to engage in feasibility studies of the following proposals:

(1) Pilot Butte powerplant, Riverton unit, located in Fremont County, Wyoming;

(2) Siletz River Basin project, located in Lincoln and Polk Counties, Oregon;

(3) Water conservation and efficient use program, All-American Canal relocation project, located in Imperial County, California; and

(4) Gibson Dam powerplant, located on the Sun River in Lewis and Clark Counties, Montana.

The Secretary of the Interior shall, under the general investigations authority, engage in a joint, State-led study with the State of Nebraska, which will consult with its appropriate subdivisions, of cost-effective alternatives to the Norden Dam, O'Neill unit of the Pick-Sloan Missouri River Basin program, Nebraska; and shall use available funds to initiate such study. The study period shall not exceed 18 months, starting with enactment of this Act. No funds shall be expended for any construction activity for the Norden Dam, O'Neill unit prior to the completion of this study

DEPARTMENT OF ENERGY

ENERGY SUPPLY, RESEARCH AND DEVELOPMENT ACTIVITIES

OPERATING EXPENSES

For an additional amount of $500,000 for "Operating Expenses, Energy Supply, Research and Development" to remain available until expended. $500,000

ATOMIC ENERGY DEFENSE ACTIVITIES

PLANT AND CAPITAL EQUIPMENT

For an additional amount for "Plant and Capital Equipment, Atomic Energy Defense Activities", for Project 83-D-200, $18,300,000, to remain available until expended. 18,300,000

WESTERN AREA POWER ADMINISTRATION

CONSTRUCTION, REHABILITATION, OPERATION AND MAINTENANCE

To accelerate the completion of projects which will provide additional power benefits, an additional $30,000,000, to remain available until expended, is hereby appropriated for "Construction, Rehabilitation, Operation and Maintenance, Western Area Power Administration". 30,000,000

FEDERAL ENERGY REGULATORY COMMISSION

SALARIES AND EXPENSES

For an additional amount of $3,488,000, for the Federal Energy Regulatory Commission: *Provided*, That $500,000 shall be available only for continuation of the Trans-Alaskan Pipeline System (TAPS) case. 3,488,000

GENERAL PROVISION

Appropriations made by this Act and those appropriations made available by Public Law 97-377 for activities provided for in Public Law 97-88 shall be available until expended under the same terms and conditions as was provided under the Energy and Water Development Appropriation Act, 1982, Public Law 97-88: *Provided*, That not to exceed 10 per centum of "Energy Supply, Research and Development Activities", "Operating Expenses" and "Plant and Capital Equipment", and "General Science and Research Activities", "Operating Expenses" and "Plant and Capital Equipment", of the appropriations made available for fiscal year 1983 for Department of Energy activities provided for in Public Law 97-88 may be transferred between such appropriations, but no such appropriation, except as otherwise provided, shall be increased or decreased by more than 10 per centum by any such transfers, and any such proposed transfers shall be submitted promptly to the Committees on Appropriations of the House and Senate.

[*Total, Department of Energy, $52,288,000.*]

[*Total, Chapter IV, new budget (obligational) authority, $89,288,000.*]

CHAPTER V

MULTILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

INTERNATIONAL FINANCIAL INSTITUTIONS

INTERNATIONAL DEVELOPMENT ASSISTANCE

CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT ASSOCIATION

For payment to the International Development Association by the Secretary of the Treasury, $245,000,000, for the United States contribution to the sixth replenishment, to remain available until expended. $245,000,000

INTERNATIONAL ORGANIZATIONS AND PROGRAMS

For an additional amount for "International organizations and programs" $20,500,000, of which $4,500,000 is available only for payment to the International Atomic Energy Agency and $16,000,000 is available only for payment to the International Fund for Agricultural Development. 20,500,000

[*Total, Multilateral Economic Assistance, $265,500,000.*]

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

AGENCY FOR INTERNATIONAL DEVELOPMENT

AGRICULTURE, RURAL DEVELOPMENT, AND NUTRITION

For an additional amount for "Agriculture, rural development, and nutrition, Development Assistance", $5,000,000: *Provided*, That these funds are available only for Belize. 5,000,000

PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

For an additional amount for "Payment to the Foreign Service Retirement and Disability Fund", $1,134,000. 1,134,000

ECONOMIC SUPPORT FUND

For an additional amount for the "Economic Support Fund", $301,250,000: *Provided*, That $150,000,000 of this amount shall be available only for Lebanon, to remain available until expended.

$301,250,000

[*Total, Agency for International Development, $307,384,000.*]

OVERSEAS PRIVATE INVESTMENT CORPORATION

The Overseas Private Investment Corporation is authorized to make such expenditures within the limits of funds available to it and in accordance with law (including not to exceed $30,000 for official reception and representation expenses), and to make such contracts and commitments without regard to fiscal year limitations, as provided by section 104 of the Government Corporation Control Act (31 U.S.C. 9104), as may be necessary in carrying out the program set forth in the budget for fiscal year 1983.

DEPARTMENT OF STATE

MIGRATION AND REFUGEE ASSISTANCE

For an additional amount for "International disaster assistance", $15,000,000, to remain available until September 30, 1984, which shall be derived by transfer from "Migration and Refugee Assistance": *Provided*, That this sum shall be available only for resettlement services and facilities for refugees and displaced persons in Africa.

15,000,000
(by transfer)

For an additional amount for the "Economic Support Fund", $5,000,000, to remain available until September 30, 1984, which shall be derived by transfer from "Migration and Refugee Assistance": *Provided*, That this sum shall be available only for assistance to combat piracy in the Gulf of Thailand.

5,000,000
(by transfer)

[*Total Bilateral Economic Assistance:*
[*New budget (obligational) authority* .... *$307,384,000.*]
[*By transfer* .... *20,000,000.*]

MILITARY ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

MILITARY ASSISTANCE PROGRAM

For an additional amount for "Military Assistance", $93,325,000.

93,325,000

FOREIGN MILITARY SALES CREDIT

During fiscal year 1983, for an additional amount for "Foreign Military Credit Sales", for commitments to guarantee loans, $293,500,000 of contingent liability for loan principal: *Provided*, That of this sum $100,000,000 shall be available only for assistance to Lebanon.

293,500,000
(limitation on guaranteed loans)

INTERNATIONAL MILITARY EDUCATION AND TRAINING

For an additional amount for "International military education and training", $1,000,000.

1,000,000

None of the funds in this chapter may be used to provide assistance to Guatemala, except for development projects funded through private voluntary organizations.

Notwithstanding section 10 of Public Law 91-672 funds in this chapter may not be obligated until the enactment of authorizing legislation or until September 30, 1983, whichever comes first.

[*Total, Military Assistance, $94,325,000.*]

[*Total, Chapter V:*
[*New budget (obligational) authority* .... *$667,209,000.*]
[*By transfer* .... *20,000,000.*]
[*Limitation on guaranteed loans* .... *293,500,000.*]

CHAPTER VI

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Housing Programs

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

In executing the program for which obligations may be made as authorized by section 5 of the United States Housing Act of 1937, as amended (42 U.S.C. 1437c), and approved in appropriation Acts for fiscal year 1983, the Department of Housing and Urban Development shall, with the approval of the Committees on Appropriations, have the authority to reprogram contract authority and the related budget authority among the various activities which may be undertaken under the authority of such section 5, in the budget program set forth in title I of Public Law 98-8 (approved March 24, 1983) under the heading Annual Contributions for Assisted Housing (Disapproval of Deferral) (97 Stat. 13, 16, 17): *Provided*, That in addition to the above, the budget program set forth in the first proviso under the heading Annual Contributions for Assisted Housing (Disapproval of Deferral) in Public Law 98-8 (97 Stat. 13, 16, 17) is hereby amended to provide for assistance under section 5 of the United States Housing Act of 1937, as amended (42 U.S.C. 1437c), for additional section 8 housing of up to six thousand units under loan management, up to seven thousand units under property disposition, and up to nine hundred new or substantial rehabilitation units to be made available to satisfy an existing consent decree, settlement agreement, and set-aside pursuant to court order, respectively, in litigation in which the Department of Housing and Urban Development is a party; for up to one hundred additional public housing units for conversions from assistance under section 23 of such Act as it existed immediately before enactment of Public Law 93-383 (88 Stat. 633); and for amendments, $24,500,000 of contract authority and $245,000,000 of budget authority for existing units: *Provided further*, That such budget program is hereby amended further to reduce the budget authority to be made available for interest rate adjustments by $340,000,000, section 23 conversions by $63,450,000, public housing amendments by $62,000,000, and amendments for section 8 new construction/substantial rehabilitation by $198,000,000, and the budget authority made available by the foregoing reductions shall be used for the purposes and up to the amounts set forth in the immediately preceding proviso: *Provided further*, That notwithstanding the limitation on the use of recaptured budget authority in the third proviso under this heading in Public Law 97-377 (96 Stat. 1830, 1907), any budget authority authorized by such section 5 which is recaptured in fiscal year 1983 and exceeds $2,400,000,000 shall also, with the amounts of budget authority which become available as a result of the reductions set forth in the preceding proviso, be made available to satisfy the budget authority requirements of the amendments to such budget program set forth in the first proviso hereof, and such recaptured amounts exceeding the amount of the budget authority necessary to satisfy the requirements of such first proviso shall then be used in accordance with the third proviso under this heading in Public Law 97-377 (96 Stat. 1830, 1907).

RENT SUPPLEMENT

(INCLUDING TRANSFER OF FUNDS AND RESCISSION)

Of the not more than $105,160,000 in uncommitted balances of authorizations provided in appropriation Acts for the maximum

payments that may be required in any fiscal year by all contracts entered into under section 101 of the Housing and Urban Development Act of 1965 (12 U.S.C. 1701s) which may be reduced pursuant to the further continuing appropriations for fiscal year 1983, Public Law 97-377 (96 Stat. 1830, 1908), such reduction shall not be made to the extent that such balances would otherwise be available as a result of conversions of contracts under such section 101 to assistance under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f), and are made available to amend contracts for payments authorized under such section 101 on behalf of qualified tenants, to provide for increased rent charges and changes of income of tenants: *Provided*, That any part of the foregoing balances may be transferred, added to and merged with balances of authority, including balances of authority available as a result of conversions of contracts, which otherwise may be made available for amendments to contracts for rental assistance payments pursuant to section 236(f)(2) of the National Housing Act (12 U.S.C. 1715z-1) on behalf of qualified tenants, to provide for increased rent charges and changes of income of tenants: *Provided further*, That up to $50,828,000 in authority under such section 101 and up to $63,365,000 in merged authority under such section 236(f)(2), respectively, shall be available until obligated for amendments to contracts under those provisions in State-aided, noninsured rental housing projects: *Provided further*, That such amendments shall be for the term of the respective contracts, and the amount of such amendments shall equal 90 per centum of the amount of respective authorities needed for increased rent charges and changes of income of tenants under such contract: *Provided further*, That of the amounts of authority not required for State-aided, noninsured rental housing projects under such sections 101 and 236(f)(2), up to $23,000,000 and up to $8,429,000, respectively, shall be available until obligated for amendments to contracts under such sections for rental housing projects other than State-aided, noninsured projects, to provide for increased rent charges and changes of income of tenants for less than the term of the contracts under the respective sections: *Provided further*, That upon the expiration of each contract under such sections 101 or 236(f)(2) on behalf of qualified tenants on a State-aided, noninsured rental housing project, the balance of the authorization provided in appropriation Acts for such contract shall be rescinded: *Provided further*, That notwithstanding any other provision of law the 90 per centum limitation contained in the third proviso shall be implemented on October 1, 1983 and remain in effect thereafter.

$653,103,000 *(contract authority, indefinite)*

50,828,000 (limitation on annual contract authority, indefinite)

814,202,000 *(contract authority, indefinite)*

63,365,000 (limitation on annual contract authority, indefinite)

46,000,000 *(contract authority, indefinite)*

23,000,000 (limitation on annual contract authority, indefinite)

123,329,000 *(contract authority, indefinite)*

8,429,000 (limitation on annual contract authority, indefinite)

[1] –1,579,231,000 *(rescissions of contract authority, indefinite)*

[1] *–32,031,000 (rescissions of limitation on annual contract authority, indefinite)*

PAYMENTS FOR OPERATION OF LOW-INCOME HOUSING PROJECTS

(DEFERRAL)

Of the funds appropriated under this heading in the Department of Housing and Urban Development-Independent Agencies Appropriation Act (Public Law 97-272), $69,000,000 shall not become available for obligation until October 1, 1983, and shall remain

–69,000,000 (deferral)

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[1] Consists of *rescissions* of contract authority, indefinite, of up to $1,198,459,000 for the rent supplement program and $380,772,000 for the rental housing assistance program that are derived from rescissions of limitations on annual contract authority, indefinite, of up to $25,394,000 for the rent supplement program and $6,637,000 for the rental housing assistance program (see table VIII, p. 1067, this volume).

The rescission of these indefinite amounts is shown solely as a partial offset for rent supplement and rental housing assistance contract amendments authorized by the Supplemental Appropriations Act for 1983 (Public Law 98-63). This Act merged all fiscal year 1983 recaptured rent supplement and rental housing assistance authorities, including up to $2,830,360,000 in contract authority and $105,160,000 in annual contract authority in the rent supplement program authorized for rescission in the Further Continuing Resolution for fiscal year 1983 (Public Law 97-377), and, from the total amounts recaptured in 1983, made $699,103,000 in contract authority and $73,828,000 in annual contract authority in the rent supplement program and $937,531,000 in contract authority and $71,794,000 in annual contract authority in the rental housing assistance program available for State-aided, noninsured rent supplement and rental housing assistance units. Public Law 98-63 also provided for the rescission of any balances of authority remaining after the expiration of the aforementioned multi-year contract amendments. The actual rescission amounts are unknown but are estimated to be considerably less than the amounts shown.

available for obligation until September 30, 1984: *Provided*, That funds heretofore provided under this heading in Public Law 97-272 shall remain available for obligation for the fiscal year ending September 30, 1984, and shall be used by the Secretary for fiscal year 1984 requirements in accordance with section 9(a), notwithstanding section 9(d) of the United States Housing Act of 1937, as amended.

FEDERAL HOUSING ADMINISTRATION FUND

For an additional amount for commitments to guarantee loans to carry out the purposes of the National Housing Act, as amended, $5,000,000,000.

$5,000,000,000 (limitation on guaranteed loans)

SECTION 203(h) LIMIT

Section 203(h) of the National Housing Act is amended by striking out "$14,400" and inserting in lieu thereof "the applicable maximum dollar limit under subsection (b)".

COMMUNITY PLANNING AND DEVELOPMENT

URBAN RENEWAL PROGRAMS

For grants for urban renewal, as an additional amount for urban renewal programs, as authorized by title I of the Housing Act of 1949, as amended (42 U.S.C. 1450 et seq.), $6,000,000, to remain available until expended: *Provided*, That no part of any appropriation in this or any other Act shall be used for administrative expenses in connection with commitments for grants aggregating more than the total of amounts available in the current year from the amounts authorized for making such commitments through June 30, 1967, plus the additional amounts appropriated therefor.

6,000,000

[*Total, Department of Housing and Urban Development:*

[*New budget (obligational) authority (net)*	*$63,403,000.*]
[*Appropriations*	*6,000,000.*]
[*Contract authority*	*556,759,000.*]
[*Rescission of contract authority*	*−499,356,000.*]
[*Limitation on indefinite contract authority*	*145,622,000.*]
[*Guaranteed loan authority*	*5,000,000,000.*]
[*Deferral*	*−69,000,000.*]

ENVIRONMENTAL PROTECTION AGENCY

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $9,000,000, of which $2,000,000 shall be transferred to "Research and development" to remain available until September 30, 1984 and shall only be used for establishing a center for hazardous waste management.

9,000,000

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HAZARDOUS SUBSTANCE RESPONSE TRUST FUND

The limitation on administrative expenses of the Hazardous Substance Response Trust Fund is increased by $2,000,000: *Provided*, That the amount available in the current fiscal year for expenses of travel is increased by $500,000.

2,000,000 (increase in limitation on administrative expenses)

CONSUMER INFORMATION CENTER FUND

Notwithstanding any other provision of law, there is hereby established in the Treasury of the United States a Consumer Information Center Fund, General Services Administration, for the purpose of disseminating Federal Government consumer information to the public and for other related purposes. There shall be deposited into the fund for fiscal year 1983 and subsequent fiscal years: (A) Appropriations from the general funds of the Treasury for Consumer Information Center activities; (B) User fees from the public; (C) Reimbursements from other Federal agencies for costs of distributing publications; and (D) Any other income incident to Consumer Information Center activities. Moneys deposited into the fund shall be available for expenditure for Consumer Information Center activities in such amounts as are specified in appropriation Acts. Any unobligated balances at the end of the fiscal year shall remain in the fund and shall be available for authorization in appropriation Acts for subsequent fiscal years. This fund shall assume all the liabilities, obligations, and commitments of the said Consumer Information Center account. The revenues and collections deposited into the fund shall be available for necessary expenses of Consumer Information Center activities in the amount of $5,415,000 during fiscal year 1983. Administrative expenses of the Consumer Information Center in fiscal year 1983 shall not exceed $1,382,000. For the purposes of the fund, administrative expenses shall be defined as those expenses previously paid from appropriations to the Consumer Information Center. Revenues and collections accruing to this fund during fiscal year 1983 in excess of $6,797,000 shall remain in the fund and shall not be available for expenditure except as authorized in appropriation Acts. The Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984 (Public Law 98-45), is hereby amended by deleting "other than administrative expenses" from the first proviso under the heading "General Services Administration, Consumer Information Center".

VETERANS ADMINISTRATION

MEDICAL CARE

For an additional amount for "Medical care", $2,280,000. $2,280,000

CONSTRUCTION, MAJOR PROJECTS

For an additional amount for "Construction, major projects", $263,400,000, to remain available until expended. 263,400,000

GENERAL PROVISION

SECTION 1. (a) Subject to valid existing rights, administration of the following described lands is hereby transferred to the Veterans Administration for use as an addition to the Sitka National Cemetery: That tract of unimproved land lying easterly of existing structures which is a portion of the lands described in Public Land Order numbered 1707 of August 6, 1958: *Provided*, That the actual description of the lands to be administered by the Veterans Administration shall be determined by a survey made and approved by the Secretary of the Interior, after consultation with the Secretary of Agriculture. The actual description shall be published in the Federal Register by the Secretary of the Interior as a Public Land Order.

(b) The lands described in subsection (a) of this section are a portion of the lands reserved by Executive Order numbered 8854 of August 16, 1941, for use of the United States Coast and Geodetic Survey as a magnetic and seismological observatory site. Subsequently, a portion of the lands described in Executive Order numbered 8854 was transferred by Public Land Order numbered 1707 of August 6, 1958, to the jurisdiction of the Forest Service, Department of Agriculture for use as an administrative site in connection with the administration of the Tongass National Forest. Lands described in subsection (a) of this section are hereby deleted from Executive Order numbered 8854 and Public Land Order numbered 1707.

SEC. 2. (a) Subject to valid existing rights and subsection (c) of this section: *Provided*, That the National Park Service shall be permitted to continue to use the residence and other improvements on the lands described in this section for a period of not less than three years from the date of enactment of this Act in accordance with terms mutually agreed to by the Secretary of the Interior and the

Administrator of the Veterans Administration: *Provided further*, That the National Park Service shall pay no more for the use of the residence and other improvements than the money actually expended to maintain the same by the Veterans Administration, administration of the following described public lands is hereby transferred to the Veterans Administration for use as an addition to the Sitka National Cemetery: The lands described as tract numbered 2 of Presidential Proclamation 2965 of February 25, 1952: *Provided further*, That the actual description of the lands to be administered by the Veterans Administration shall be determined by a survey made and approved by the Secretary of the Interior. The actual description shall be published in the Federal Register as a Public Land Order.

(b) The lands described in subsection (a) of this section were reserved by Presidential Proclamation 2965 on February 25, 1952, as an administrative site for the Sitka National Monument. Lands described in subsection (a) of this section are hereby deleted from Presidential Proclamation 2965.

(c) In the event that the Administrator of the Veterans Administration determines that all or any part of the lands described in subsection (a) of this section are no longer needed for National Cemetery purposes, those lands no longer needed shall be returned to the jurisdiction of the Secretary of the Interior.

SEC. 3. These provisions may be cited as the "Sitka National Cemetery Transfer Act of 1983".

[Total, Veterans Administration, $265,680,000.]

[Total, Chapter VI:

[New budget (obligational) authority (net)	*$338,083,000.]*
[Appropriations	*280,680,000.]*
[Contract authority	*556,759,000.]*
[Rescission of contract authority	*−499,356,000.]*
[Increase in limitation on administrative expenses	*2,000,000.]*
[Limitation on indefinite contract authority	*145,622,000.]*
[Limitation on guaranteed loans	*5,000,000,000.]*
[Deferral	*−69,000,000.]*

CHAPTER VII

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

PAYMENTS IN LIEU OF TAXES

Notwithstanding any other provision of law: (1) 31 U.S.C. 6901(2) is amended to read as follows:

"(2) 'unit of general local government' means:

"(A) a county (or parish), township, borough existing in Alaska on October 20, 1976, or city where the city is independent of any other unit of general local government, that: (i) is within the class or classes of such political subdivisions in a State that the Secretary of the Interior, in his discretion, determines to be the principal provider or providers of governmental services within the State; and (ii) is a unit of general government as determined by the Secretary of the Interior on the basis of the same principles as were used on January 1, 1983, by the Secretary of Commerce for general statistical purposes. The term 'governmental services' includes, but is not limited to, those services that relate to public safety, environment, housing, social services, transportation, and governmental administration;

"(B) the District of Columbia;

"(C) the Commonwealth of Puerto Rico;

"(D) Guam; and

"(E) the Virgin Islands.".

(2) Section 6903(a)(4) is repealed.

(3) The United States shall not be subject to any cause of action or any liability for distribution of payments made prior to January 1, 1983, under the Act of October 20, 1976 (90 Stat. 2662), as amended, or regulations pursuant thereto.

(4) A new section 6907 is added as follows:

"(a) Notwithstanding any other provision of this chapter, a State may enact legislation which requires that any payments which would be made to units of general local government pursuant to this chapter be reallocated and redistributed in whole or part to other smaller units of general purpose government which (1) are located within the boundaries of the larger unit of general local government, (2) provide general governmental services and (3) contain entitlement lands within their boundaries. Such reallocation or redistribution shall generally reflect the level of services provided by, and the number of entitlement acres within, the smaller unit of general local government.

"(b) Upon enactment of legislation by a State, described in subsection (a), the Secretary shall make one payment to such State equaling the aggregate amount of payments which he otherwise would have made to units of general local government within such State pursuant to this chapter. It shall be the responsibility of such State to make any further distribution of the payment pursuant to subsection (a). Such redistribution shall be made within 30 days after receipt of such payment. No payment, or portion thereof, made by the Secretary shall be used by any State for the administration of this subsection or subsection (a).

"(c) Appropriations made for payments in lieu of taxes for a fiscal year may be used to correct underpayments in the previous fiscal year to achieve equity among all qualified recipients.".

UNITED STATES FISH AND WILDLIFE SERVICE

CONSTRUCTION AND ANADROMOUS FISH

For an additional amount for "Construction and anadromous fish", $4,000,000, to remain available until expended. $4,000,000

NATIONAL PARK SERVICE

OPERATION OF THE NATIONAL PARK SYSTEM

For an additional amount for "Operation of the national park system", $500,000. 500,000

CONSTRUCTION

(INCLUDING DEFERRAL)

For an additional amount for "Construction", $1,000,000, to remain available until expended: *Provided*, That $63,600,000 made available under this head in Public Law 97-394 and proposed for rescission as R83-16 is hereby deferred and shall not become available for obligation until enactment of the Department of the Interior and Related Agencies Appropriation Act, 1984. 1,000,000 *−63,600,000 (deferral)*

LAND AND WATER CONSERVATION FUND

(RESCISSION)

The contract authority provided for fiscal year 1983 by 16 U.S.C. 4601-10a is rescinded. −30,000,000 *(rescission of contract authority)*

LAND ACQUISITION AND STATE ASSISTANCE

For an additional amount for "Land acquisition and State assistance", $68,200,000 to remain available until expended, of which $8,000,000 is hereby transferred to "Land acquisition", United States Fish and Wildlife Service for acquisition of lands within the boundaries of Mason Neck NWR, Virginia ($3,000,000), and Ash Meadows, Nevada ($5,000,000); and of which $6,200,000 is hereby transferred to "Land acquisition", Forest Service for Sawtooth National Recreation Area, Idaho ($4,000,000), and for payment to Pocahontas and Webster Counties, West Virginia ($2,200,000); $4,000,000 is for Rocky Mountain National Park, Colorado; $4,000,000 is for Big Cypress National Preserve, Florida; $6,000,000 is for Big Thicket National Preserve, Texas; $4,300,000 is for Gulf Islands National Seashore, Mississippi; $327,000 is for Chickamauga and Chattanooga National Military Park, Georgia-Tennessee; $166,500 is for Lake Clark National Monument, Alaska; $220,500 is for Acadia National Park, Maine; $34,000,000 is for Redwoods National Park, California, and $986,000 for deficiencies. $68,200,000

[Total, National Park Service:

[New budget (obligational) authority (net)......	*$39,700,000.]*
[Appropriations..	*69,700,000.]*
[Rescission of contract authority	*−30,000,000.]*
[Deferral	*−63,600,000.]*

GEOLOGICAL SURVEY

EXPLORATION OF NATIONAL PETROLEUM RESERVE IN ALASKA

(TRANSFER OF FUNDS)

Of the unexpended balances available under this head, $24,000,000 are hereby transferred to "Surveys, Investigations, and Research", Geological Survey to become available for obligation upon enactment of the Department of the Interior and Related Agencies Appropriation Act, 1984, to remain available for obligation until September 30, 1984. *24,000,000 (by transfer) −24,000,000 (deferral)*

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

ABANDONED MINE RECLAMATION FUND

For an additional amount for "Abandoned Mine Reclamation Fund", $51,870,000, to remain available until expended. 51,870,000

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

For an additional amount for "Operation of Indian Programs", $53,150,000: *Provided*, That $22,000,000 of such amount shall be available until expended for transfer to the State of Alaska on the condition that the State use the funds for the benefit of Alaska Native secondary students by either renovating the former Bureau of Indian Affairs Mount Edgecumbe Boarding School or constructing another non-Federal boarding school facility and the Bureau of Indian Affairs shall not expend any other funds for the operation of any secondary education program or facility in the State after June 30, 1983: *Provided further*, That while consultation concerning day school transfers to the State of Alaska will continue with affected villages, local concurrence is not required in this continuing effort to establish a single system of education envisioned by the State's constitution: *Provided further*, That after June 30, 1984, the Bureau 53,150,000 of Indian Affairs shall fund no more than ten day schools in Alaska: *Provided further*, That the Bureau of Indian Affairs shall not fund any schools in Alaska after June 30, 1985: *Provided further*, That $9,350,000 of such amount shall be available until expended for transfer to the State of Alaska to assist in the rehabilitation or reconstruction of Bureau-owned schools which are transferred to the State: *Provided further*, That the $9,350,000 appropriated in Public Law 97-394 available to the State of Alaska to assist in the rehabilitation of Bureau-owned schools which are transferred to the State may also be used for reconstruction: *Provided further*, That when any Alaska day school operated by contract is transferred, the State shall assume any existing contract pertaining to the operation or maintenance of such school for a minimum of two years or until the expiration of the negotiated contract, whichever comes first: *Provided further*, That nothing in the foregoing shall preclude assistance otherwise available under the Act of April 16, 1934 (48 Stat. 596) as amended (25 U.S.C. 452 et seq.), or any other Act to such schools on the same basis as other public schools: *Provided further*, That the Secretary of the Interior shall prepare within one year after the date of this Act, an official survey by supplemental plat and convey to the State of Alaska all right, title, and interest of the United States, including all improvements situated thereon, in the following described lands:

> That portion of Japonski Island (U.S. Survey No. 1496, within protracted sections 34 and 35, T. 55 S., R. 63 E., sections 2 and 3, T. 56 S., R. 63 E., Copper River Meridian, State of Alaska), withdrawn from the public domain of the United States by Public Law 79-478 and Public Law 83-568 for use of the Bureau of Indian Affairs and the Indian Health Service, except the smallest practicable tract, as determined by the Secretary of the Interior, enclosing land actually used in connection with the administration of the Indian Health Service hospital on the date of this Act (this IHS-used land comprising no more than 15.25 acres, excluding roads). The southwesterly boundary of these lands is common with lands withdrawn for use of the United States Coast Guard by public land order and with lands held by the State of Alaska, Division of Aviation.

Such conveyance is conditioned upon the execution by the State of Alaska of an agreement to begin operating a Mount Edgecumbe school facility no later than September 1, 1984. The above-described lands reserved for the use of the Indian Health Service shall also be conveyed to the State of Alaska if at any time the Indian Health Service or any successor organization or agency ceases to operate a health care facility on said lands.

Enactment of this statute has the full force and effect of an interim conveyance, as defined in the Alaska National Interest Lands Conservation Act, to the State of Alaska, subject to the above condition. The force and effect of such an interim conveyance is to convey to and vest in the State of Alaska exactly the same right, title, and interest in and to the lands as the State would have received had it been issued a patent by the United States. Upon survey of lands covered by the interim conveyance a patent thereto shall be issued to the State of Alaska. The lands conveyed by this statute are not subject to acreage adjustment under section 6 of the Alaska Statehood Act.

CONSTRUCTION

For an additional amount for "Construction", $240,000, to remain available until expended: *Provided*, That such amounts as may be available for various activities associated with implementation of the Southern Arizona Water Rights Settlement Act of 1982, as it applies to the Papago Indian Tribe in Arizona, may be transferred to the Bureau of Reclamation. $240,000

PAPAGO TRUST FUND

For payment to the authorized governing body of the Papago Tribe of Indians, $15,000,000 to remain available until expended, for deposit in the Papago Trust Fund established by said governing body pursuant to Public Law 97-293 (96 Stat. 1283) which fund shall be held in trust for the benefit of such tribe pursuant to section 309 of that law.

$15,000,000

COOPERATIVE FUND (PAPAGO)

For deposit into the Cooperative Fund established for the benefit of the Papago Tribe of Indians pursuant to section 313, Public Law 97-293 (96 Stat. 1284), $5,250,000, to remain available until expended.

5,250,000

[*Total, Bureau of Indian Affairs, $73,640,000.*]

TERRITORIAL AND INTERNATIONAL AFFAIRS

ADMINISTRATION OF TERRITORIES

For an additional amount for "Administration of territories", $12,058,000, to remain available until expended.

12,058,000

DEPARTMENTAL OFFICES

OFFICE OF THE SOLICITOR

For an additional amount for "Office of the Solicitor", $484,000 for the diligent and immediate pursuance of alternative enforcement measures to enforce previously issued cessation orders against coal mine operators who have not abated the condition for which the cessation order was issued and to accelerate collection of amounts assessed for violation of the Surface Mining Control and Reclamation Act of 1977.

484,000

[*Total, Department of Interior:*

[*New budget (obligational) authority (net)*	*$181,752,000.*]
[*Appropriations*	*211,752,000.*]
[*Rescission of contract authority*	*−30,000,000.*]
[*By transfer*	*24,000,000.*]
[*Deferral*	*−87,600,000.*]

RELATED AGENCIES

DEPARTMENT OF ENERGY

ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

Notwithstanding section 303(3) of Public Law 97-257, funds provided for Economic Regulatory Administration by this or any other Act shall be used: (1) to maintain not less than three hundred and eighty full-time permanent Federal employees, of which not less than forty employees shall be assigned to the Office of Fuels Conversion, for the fiscal year ending September 30, 1983; and (2) to maintain not less than three hundred and five full-time equivalent Federal employees, of which not less than twenty-seven employees shall be assigned to the Office of Fuels Conversion, for the fiscal year ending September 30, 1984: *Provided further*, That notwithstanding any other provision of law, the minimum employment level established in Public Law 97-257 for the Office of the Assistant Secretary for Fossil Energy is reduced to 715 with no further amendment to the suballocations therein.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Services Administration

INDIAN HEALTH SERVICES

For an additional amount for "Indian health services", $19,359,000. $19,359,000

DEPARTMENT OF EDUCATION

INDIAN EDUCATION

For part C of the Indian Education Act and the General Education Provisions Act, an additional amount of $1,938,000, to remain available until expended. 1,938,000

ADMINISTRATIVE PROVISIONS

The Secretary shall appoint a Commission to review the Department's coal leasing procedures to ensure receipt of fair market value within 30 days after enactment of this Act, and said Commission shall make its recommendations within 6 months after enactment of this Act.

No funds provided in this or any other Act to agencies funded by the Interior and Related Agencies Appropriation Act, 1983 (Public Law 97-394) may be expended to take actions related to termination of programs or closure of facilities proposed to be terminated or closed in the budget for fiscal year 1984 until enactment of the Interior and Related Agencies Appropriation Act, 1984 or through approved reprogramming procedures.

In order to further the purposes of the Delaware Water Gap National Recreation Area, and to provide for the public safety of the visitors to the recreation area and the citizens of the States of New Jersey and Pennsylvania:

(1) Highway 209, as a federally owned road within the boundaries of the recreation area, is hereby closed to all commercial vehicular traffic upon enactment of this law, except for those commercial vehicular operations which are based within the recreation area, or which have business facilities in Monroe and Pike Counties, Pennsylvania, operating, on the date of enactment, commercial vehicular traffic originating or terminating outside the recreation area, and except for those commercial vehicular operations which are necessary to provide services to businesses and persons located within or contiguous to the boundaries of the recreation area.

(2) The Secretary of the Interior is authorized and directed, notwithstanding any other law, to establish a commercial operation fee for the use, in accordance with subsection (1), of highway 209 for all commercial vehicles, except for commercial vehicular operations serving businesses or persons located in or contiguous to the boundaries of the recreation area: *Provided,* That the fee schedule may not exceed $10 per trip: *Provided further,* That all fees received shall be set aside in a special account and are available, without further appropriation, for the management, operation, construction, and maintenance of highway 209 within the boundaries of the recreation area.

(3) The provisions of subsection (1) of this section shall terminate on December 31, 1983. The provisions of subsection (2) of this section shall terminate three years from the enactment of this section unless construction of the I-287 bypass in New Jersey or any other feasible, suitable alternative has been commenced. In the event construction has been commenced subsection (2) of this section will terminate ten years from the enactment of this section, or when

construction of I-287 or any other feasible, suitable alternative is completed, which ever occurs first.

(4) Notwithstanding any other provision of law, procedural or substantive, 100 per centum Federal highway trust funds moneys are hereby allocated as part of the State's allocation, and are immediately available for obligation to the State of New Jersey for the construction of the I-287 bypass in New Jersey or any other feasible, suitable alternative, such appropriation as may be made available by Congress from general appropriations to cover 100 per centum of the cost of the I-287 bypass or the alternative route.

The Congress finds that the Forest Service's proposal of March 15, 1983, to consider six million acres of the national forest for possible sale has met with considerable opposition; and the national forests are an important part of the national heritage of the United States; and the national forests provide and protect important resources; and the national forests provide unique opportunities for recreation; and it is inconsistent with past management practices to dispose of large portions of our national forests. It is, therefore, the sense of the Congress that it is not in the national interest to grant the authority to sell significant acreage of the national forest until such time as the Forest Service specifically identifies the tracts which are no longer needed by the Federal Government; inventories the tracts as to their public benefit value; provides opportunities for public review and discussion of the tracts; and completes all necessary environmental assessments of such sales.

[Total, Chapter VII:

[New budget (obligational) authority (net)	*$203,049,000.]*
[Appropriations	*233,049,000.]*
[Rescission of contract authority	*-30,000,000.]*
[By transfer	*24,000,000.]*
[Deferral	*-87,600,000.]*

CHAPTER VIII

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

EMPLOYMENT AND TRAINING ASSISTANCE

Funds appropriated under the heading "Employment and Training Assistance" in Public Law 97-257 shall remain available for obligation until September 30, 1984.

ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS

For an additional amount for "Advances to the unemployment trust fund and other funds", including nonrepayable advances to the Revolving Fund established by section 901(e) of the Social Security Act, $615,000,000, to remain available until September 30, 1984. $615,000,000

EMPLOYMENT STANDARDS ADMINISTRATION

BLACK LUNG DISABILITY TRUST FUND

For an additional amount for payments from the Black Lung Disability Trust Fund, $186,000,000 which shall be available until September 30, 1984, for payment of all benefits and interest on advances. 186,000,000

[Total, Department of Labor, $801,000,000.]

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control

PREVENTIVE HEALTH SERVICES

For an additional amount for "Preventive health services", $2,225,000. $2,225,000

National Institutes of Health

NATIONAL CANCER INSTITUTE

For an additional amount for "National Cancer Institute" to remain available until September 30, 1984, $3,300,000. 3,300,000

NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

For an additional amount for "National Heart, Lung, and Blood Institute" to remain available until September 30, 1984, $1,030,000. 1,030,000

NATIONAL INSTITUTE OF NEUROLOGICAL AND COMMUNICATIVE DISORDERS AND STROKE

For an additional amount for "National Institute of Neurological and Communicative Disorders and Stroke" to remain available until September 30, 1984, $545,000. 545,000

NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS DISEASES

For an additional amount for "National Institute of Allergy and Infectious Diseases" to remain available until September 30, 1984, $4,500,000. 4,500,000

[*Total, National Institutes of Health, $9,375,000.*]

Alcohol, Drug Abuse, and Mental Health Administration

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH

For an additional amount for "Alcohol, Drug Abuse, and Mental Health" to remain available until September 30, 1984, $400,000. 400,000

Assistant Secretary for Health

HEALTH MAINTENANCE ORGANIZATION

LOAN AND LOAN GUARANTEE FUND

For an additional amount for "Health Maintenance Organization Loan and Loan Guarantee Fund", $2,650,000 to be used solely for obligations resulting from defaulted loans guaranteed by this fund. 2,650,000

Social Security Administration

PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

For an additional amount for "Payments to Social Security Trust Funds" for expenses authorized by section 152 of Public Law 98-21, $1,300,000,000. 1,300,000,000

[*Total, Department of Health and Human Services, $1,314,650,000.*]

GENERAL PROVISIONS

From the Rural Development Loan Fund under the Community Economic Development Act of 1981, $10,000,000 in available appropriations shall be obligated in the form of loans only by December 31, 1983.

From the Community Development Credit Union Revolving Loan Fund, the entire remaining balance of the Fund as of September 30, 1983, shall be obligated on or before December 31, 1983. No such obligations shall be made in the form of loan guarantees.

Sums appropriated under section 101(e)(2) of Public Law 97-377 for health planning activities may be used for carrying out such activities for fiscal year 1983 under section 935(b) of the Omnibus Reconciliation Act of 1981.

DEPARTMENT OF EDUCATION

EDUCATION FOR THE HANDICAPPED

For an additional amount for section 611 of the Education of the Handicapped Act, $47,900,000, to remain available until September 30, 1984. $47,900,000

There is appropriated $1,250,000 for section 621 of the Education of the Handicapped Act, relating to regional resource centers, which is an addition to the amounts otherwise available for that section for fiscal year 1983. 1,250,000

[*Total, Education for the Handicapped, $49,150,000.*]

REHABILITATION SERVICES AND HANDICAPPED RESEARCH

For an additional amount for centers for independent living under part B of title VII of the Rehabilitation Act of 1973, $2,120,000: *Provided*, That the amount appropriated under this paragraph shall be available for special projects under the Rehabilitation Act of 1973 that were reduced by reason of the first proviso under the heading "Rehabilitation Services and Handicapped Research, Department of Education", contained in Public Law 93-377, if the condition of that proviso has been met. 2,120,000

For an additional amount to the National Institute of Handicapped Research for the establishment and support of two research and training centers, $1,500,000, to remain available until expended, one-half of which shall be available for the establishment and support of a research and training center in pediatric rehabilitation pursuant to section 204(b)(1) of the Rehabilitation Act of 1973, and one-half of which shall be available for a research and training center on the rehabilitation needs of the Pacific Basin. 1,500,000

[*Total, Rehabilitation Services and Handicapped Research, $3,620,000.*]

ELEMENTARY AND SECONDARY EDUCATION

For an additional amount for subpart 1 of part A of title I of the Elementary and Secondary Education Act of 1965, such sums as may be necessary but not to exceed $40,000,000, to remain available until September 30, 1984, to be available for the payment of grants to local educational agencies located in a State in which the aggregate amount of grants determined for such agencies from amounts appropriated for fiscal year 1983 prior to the date of enactment of this Act is less than 95 percent of the amount of the grants for that State from amounts appropriated for fiscal year 1982 by reason of the application of the 1980 Census data in order to increase the amount for local educational agencies in each such State to the amount determined for that State for fiscal year 1982: *Provided,* That the amount of the increase in any grant which a local educational agency in any State shall be eligible to receive by reason of the application of this paragraph shall be determined on a pro rata basis. 40,000,000

HIGHER AND CONTINUING EDUCATION

For an additional amount for "Higher and continuing education", $4,816,000. 4,816,000

STUDENT FINANCIAL ASSISTANCE

Notwithstanding section 413D(b)(1)(B)(ii) of the Higher Education Act of 1965 and section 10 of the Student Financial Assistance Technical Amendments Act of 1982, funds appropriated under this heading and any funds appropriated for fiscal year 1983 for subpart 2 of part A of title IV of the Higher Education Act of 1965 that are not obligated or committed for the fiscal year 1983 shall be allocated in a manner designed to ensure that all eligible institutions receive a minimum funding level based upon a uniform State percentage for such fiscal year.

For fiscal year 1983, such sums as necessary shall be made available to compensate private debt collection agencies under contract with the Secretary, as provided for in the Debt Collection Act of 1982 (Public Law 97-365), from amounts collected by these private agencies on loans defaulted under part E of the Higher Education Act, section 406 of the Omnibus Crime Control and Safe Streets Act of 1968 (Public Law 90-351), and under the Migration and Refugee Assistance Act of 1962 (Public Law 87-510). [1]*($20,000,000) (by transfer)*

[*Total, Department of Education, $97,586,000.*]

FACILITIES DEVELOPMENT

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES

For an additional amount for "Health resources and services" for the remodeling and expansion of an existing academic health center library under section 720(a)(1) of the Public Health Service Act, $14,500,000, to remain available until expended; and notwithstanding any other provision of this or any other Act, such amount shall be made available without regard to the provisions of sections 702(b) and 722(a)(1) of the Public Health Service Act. 14,500,000

NATIONAL INSTITUTES OF HEALTH

NATIONAL LIBRARY OF MEDICINE

For an additional amount to carry out section 301 and parts I and J of title III of the Public Health Service Act with respect to conducting research, development, and demonstration projects at an existing academic health center, $5,900,000, to remain available until expended. 5,900,000

GRANTS FOR CONSTRUCTION OF ACADEMIC FACILITIES

For part B of title VII of the Higher Education Act of 1965, $22,500,000, to remain available until expended. 22,500,000

[*Total, Chapter VIII, new budget (obligational) authority, $2,256,136,000.*]

CHAPTER IX

LEGISLATIVE BRANCH

SENATE

EXPENSE ALLOWANCES OF THE VICE PRESIDENT, THE PRESIDENT PRO TEMPORE, MAJORITY AND MINORITY LEADERS, AND MAJORITY AND MINORITY WHIPS

For an additional amount for "Expense allowances of the Vice President, the President Pro Tempore, Majority and Minority Leaders, and Majority and Minority Whips", $2,500 for the Majority Whip and $2,500 for the Minority Whip; in all $5,000: *Provided*, That, effective with the fiscal year 1983 and each fiscal year thereafter, the expense allowance of the Majority and Minority Whips of the Senate shall not exceed $5,000 each fiscal year for each Whip. $5,000

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[1] For informational purposes only, pursuant to H.J. Res. 338, which was vetoed by the President on August 13, 1983. The Congress made no attempt to override the President's veto.

SALARIES, OFFICERS AND EMPLOYEES

ADMINISTRATIVE, CLERICAL, AND LEGISLATIVE ASSISTANCE TO SENATORS

For an additional amount for "Administrative, clerical, and legislative assistance to Senators", $197,000. 197,000

CONFERENCE COMMITTEES

For an additional amount for the Conference of the Majority and Conference of the Minority, $50,000 for each such committee; in all $100,000. 100,000

EXPENSE ALLOWANCES OF THE SECRETARY OF THE SENATE, SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE, AND SECRETARIES FOR THE MAJORITY AND MINORITY OF THE SENATE

For an additional amount for "Expense allowances of the Secretary of the Senate, Sergeant at Arms and Doorkeeper of the Senate, and Secretaries for the Majority and Minority of the Senate", $1,000 for each such officer; in all $4,000: *Provided*, That, effective in the case of fiscal years beginning on or after October 1, 1982, the first sentence of section 119(a) of Public Law 97-51 (2 U.S.C. 65c) is amended by striking out "$2,000" and inserting in lieu thereof "$3,000". 4,000

CONTINGENT EXPENSES OF THE SENATE

MISCELLANEOUS ITEMS

For an additional amount for "Miscellaneous items", $240,000. 240,000

[*Total, Senate, $546,000.*]

HOUSE OF REPRESENTATIVES

PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payment to Lila Rosenthal, widow of Benjamin S. Rosenthal, late a Representative from the State of New York, $69,800. For payment to Sala Burton, widow of Phillip Burton, late a Representative from the State of California, $69,800. 139,600

ALLOWANCES AND EXPENSES

For an additional amount for "Allowances and expenses", $7,946,000. 7,946,000

[*Total, House of Representatives, $8,085,600.*]

JOINT ITEMS

OFFICE OF THE ATTENDING PHYSICIAN

An amount not to exceed $19,000 of the unobligated balance of the appropriation for the Office of the Attending Physician for the fiscal year 1982 shall remain available for obligations for fiscal year 1983. 19,000 *(reappropriation)*

OFFICIAL MAIL COSTS

For an additional amount for "Official mail costs", $37,965,000. $37,965,000

Office of Technology Assessment

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", Office of Technology Assessment, $165,000. 165,000

Architect of the Capitol

SENATE OFFICE BUILDINGS

For an additional amount for "Senate office buildings", $250,000, to remain available until expended. 250,000

An additional amount not to exceed $210,000 of the unobligated balance of the appropriation for Senate Office Buildings for the fiscal year 1983 shall remain available until expended.

HOUSE OFFICE BUILDINGS

For an additional amount for "House office buildings", $275,000, to remain available until expended. 275,000

Notwithstanding any other provision of law, to enable the Architect of the Capitol, under the direction of the Commission on the West Central Front of the United States Capitol, to restore the West Central Front of the United States Capitol (without change of location or change of the present architectural appearance thereof) in substantial accordance with the "Restoration of the West Central Facade" report dated March 1978, $49,000,000, to remain available until expended: *Provided*, That the Architect of the Capitol, under the direction of such Commission and without regard to the provisions of section 3709 of the Revised Statutes, as amended, is authorized and directed to enter into such contracts, incur such obligations, and make such expenditures for personal and other services and other expenses as may be necessary to carry out this paragraph: *Provided further*, That any general construction contracts entered into under authority of this paragraph shall be for a firm fixed price, supported by standard performance and payment bonds, and shall be awarded competitively among selected responsible general contractors approved by such Commission and upon the approval by such Commission of the amount of the firm fixed price contracts: *Provided further*, That, the Commission on the West Central Front of the United States Capitol shall appoint, from among private individuals who are qualified, by reason of education, training, and experience, a consulting architect who shall assist the Commission in directing the Architect of the Capitol with respect to the restoration of the West Central Front of the United States Capitol: *Provided further*, That the Architect of the Capitol shall keep the consulting architect appointed under this paragraph fully and currently informed of the progress of the restoration of the West Central Front of the United States Capitol: *Provided further*, That the consulting architect for the restoration of the West Central Front of the United States Capitol appointed under this paragraph shall be paid for his services (out of the sum appropriated by this paragraph) at such rate of pay as the Commission considers appropriate, but not exceeding a rate equal to the daily equivalent of the rate of basic pay payable for grade GS-18 under the General Schedule under section 5332 of title 5, United States Code. 49,000,000

[*Total, Capitol Buildings and Grounds, $49,525,000.*]

ADMINISTRATIVE PROVISIONS

SEC. 901. (a) Effective October 1, 1982, the allowance for administrative and clerical assistance of each Senator from the State of Texas is increased to that allowed to Senators from States having a population of fifteen million but less than seventeen million, the population of said State having exceeded fifteen million inhabitants.

(b) Effective October 1, 1982, the allowance for administrative and clerical assistance of each Senator from the State of Colorado is increased to that allowed to Senators from States having a population of three million but less than four million, the population of said State having exceeded three million inhabitants.

SEC. 902. The Secretary of the Senate is authorized to withhold from the salary of each Senate page who resides in the page residence hall an amount equal to the charge imposed for lodging, meals, and related services, furnished to such page in such hall. The amounts so withheld shall be transferred by the Secretary of the Senate to the Clerk of the House of Representatives for deposit by such Clerk in the revolving fund, within the contingent fund of the House of Representatives, for the page residence hall and page meal plan, as established by H. Res. 64, Ninety-eighth Congress.

SEC. 903. (a) Notwithstanding any provision to the contrary in any contract which is entered into by any person and either the Administrator of General Services or a contracting officer of any executive agency and under which such person agrees to sell or lease to the Federal Government (or any one or more entities thereof) any unit of property, supplies, or services at a specified price or under specified terms and conditions (or both), such person may sell or lease to the Congress the same type of such property, supplies, or services at a unit price or under terms and conditions (or both) which are different from those specified in such contract; and any such sale or lease of any unit or units of such property, supplies, or services to the Congress shall not be taken into account for the purpose of determining the price at which, or the terms and conditions under which, such person is obligated under such contract to sell or lease any unit of such property, supplies, or services to any entity of the Federal Government other than the Congress. For purposes of the preceding sentence, any sale or lease of property, supplies, or services to the Senate (or any office or instrumentality thereof) or to the House of Representatives (or any office or instrumentality thereof) shall be deemed to be a sale or lease of such property, supplies, or services to the Congress.

(b) The provisions of this section shall take effect with respect to sales or leases of property, supplies, or services to the Congress after the date of enactment of this section.

SEC. 904. (a) Subject to subsection (b) of this section and notwithstanding any other provision of law—

(1) the compensation of the Librarian of Congress shall be at an annual rate which is equal to the annual rate of basic pay payable for positions at level III of the Executive Schedule under section 5314 of title 5, United States Code, and

(2) the compensation of the Deputy Librarian of Congress shall be at an annual rate which is equal to the annual rate of basic pay payable for positions at level IV of the Executive Schedule under section 5315 of title 5, United States Code.

(b) The limitations contained in section 306 of S. 2939, Ninety-seventh Congress, as made applicable by section 101(e) of Public Law 97-276 (as amended by section 128(a) of Public Law 97-377) shall, after application of section 128(b) of Public Law 97-377, be applicable to the compensation of the Librarian of Congress and the Deputy Librarian of Congress, as fixed by subsection (a) of this section.

(c) The provisions of subsection (a) shall take effect on the first day of the first applicable pay period commencing on or after the date of the enactment of this Act.

SEC. 905. The annual rate of compensation for any individual employed under the provisions of H. Res. 690, Eighty-ninth Congress (enacted into permanent law by Public Law 89-545), shall not exceed the annual rate of basic pay of level V of the Executive Schedule of section 5316 of title 5, United States Code.

SEC. 906. Section 101(e) of Public Law 97-276 is amended by inserting the following before the paragraph relating to the Congressional Budget Office:

"Funds appropriated under the heading 'JOINT ITEMS', 'OFFICE OF THE ATTENDING PHYSICIAN' shall include an allowance of $600 per month for a Senior Medical Officer while on duty in the Attending Physician's Office;".

SEC. 907. None of the funds in this Act or any other Act for the fiscal year ending September 30, 1983, shall be available for any Office of Technology Assessment activity not initiated and approved in accordance with section 3(d) of Public Law 92-484, except that funds shall be available for the assessment required by Public Law 96-151.

SEC. 908. (a) For the purposes of this section—

(1) "charitable organization" means an organization described in section 170(c) of the Internal Revenue Code of 1954;

(2) "honorarium" means a payment of money or anything of value to a Member for an appearance, speech, or article, by the Member; but there shall not be taken into account for the purposes of this section any actual and necessary travel expenses, incurred by the Member, and spouse or an aide to the extent that such expenses are paid or reimbursed by any other person, and the amount otherwise determined shall be reduced by the amount of any such expenses to the extent that such expenses are not paid or reimbursed;

(3) "Member" means a United States Senator, a Member of the House of Representatives, a Delegate to the House of Representatives, or the Resident Commissioner from Puerto Rico; and

(4) "travel expenses" means with respect to a Member, and spouse or an aide, the cost of transportation, and the cost of lodging and meals while away from his or her residence or the metropolitan area of Washington, District of Columbia.

(b)(1) Notwithstanding any other provision of law, except as provided in paragraph (2), on and after January 1, 1984, a Member shall not accept honoraria which are attributable to any calendar year and total more than the amount that is equal to 30 percent of the aggregate salary paid to such Member for service as a Member during such calendar year.

(2) An individual who becomes a Member on a date after the first day of a calendar year shall not accept honoraria which are attributable to the remaining portion of that calendar year on and after the date such individual becomes a Member and total more than the amount that is equal to 30 percent of the aggregate salary paid to the Member for service as a Member during such calendar year.

(3) For the purposes of this subsection, an honorarium shall be attributable to the period or calendar year in which payment is received.

(c) Any honorarium, or any part thereof, paid by or on behalf of a Member to a charitable organization shall be deemed not to be accepted for the purposes of subsection (b).

(d) Notwithstanding any other provision of law, in the case of a Member who is serving in the office or position of Senator, President pro tempore of the Senate, Majority Leader of the Senate, or Minority Leader of the Senate during a calendar year, the annual rate of pay that is paid to such Member for such service shall not be less than the annual rate of pay payable for such position on December

17, 1982, increased by 15 percent and rounded in accordance with section 5318 of title 5, United States Code. $220,000

(e) The Commission on Executive, Legislative, and Judicial Salaries shall include in the first report required to be submitted by it after the date of the enactment of this Act a recommendation for an appropriate salary for Members, which recommendation shall assume a prohibition on the receipt of honoraria by Members.

(f) Subsection (d) of this section shall take effect with respect to service as a Member performed on or after July 1, 1983.

(g) Subsection (b) of section 323 of the Federal Election Campaign Act of 1971 (2 U.S.C. 441i(b)) is amended to read as follows:

"(b) Any honorarium, or any part thereof, paid by or on behalf of an elected or appointed officer or employee of any branch of the Federal Government to a charitable organization shall be deemed not to be accepted for the purposes of this section.".

[Total, Chapter IX:

[New budget (obligational) authority	*$96,525,600.]*
[Appropriations	*96,506,600.]*
[Reappropriation	*19,000.]*

CHAPTER X

DEPARTMENT OF TRANSPORTATION

COAST GUARD

NATIONAL RECREATIONAL BOATING SAFETY AND FACILITIES IMPROVEMENT FUND

(LIQUIDATION OF CONTRACT AUTHORIZATION)

For payment of obligations incurred for recreational boating safety assistance under Public Law 92-75, as amended, $7,500,000, to be derived from the National Recreational Boating Safety and Facilities Improvement Fund and to remain available until expended. During fiscal year 1983 obligations for recreational boating safety assistance pursuant to section 421 of Public Law 97-424 shall not exceed $7,500,000, and no obligation may be incurred for improvement of recreational boating facilities.

7,500,000 (liquidation of contract authority)

7,500,000 (limitation on obligations)

FEDERAL AVIATION ADMINISTRATION

OPERATIONS

For an additional amount for "Operations", $44,000,000, for payments to lenders and other administrative expenses required as a consequence of any aircraft purchase loan guarantee executed pursuant to the Act of September 7, 1957, as amended (49 U.S.C. 1324 note), to remain available until September 30, 1984. 44,000,000

FACILITIES AND EQUIPMENT

Of the funds available under this heading, $5,000,000 shall be available from existing appropriations for the Secretary of Transportation to enter into grant agreements with two universities or colleges to conduct demonstration projects in the development, advancement, or expansion of an airway science curriculum and such money, which shall remain available until expended, shall be made available, under such terms and conditions as the Secretary of Transportation may prescribe, to such universities or colleges for the purchase or lease of buildings and associated facilities, instructional materials, or equipment to be used in conjunction with the airway science curriculum.

AIRCRAFT PURCHASE LOAN GUARANTEE PROGRAM

Notwithstanding any other provision of law, the Secretary of Transportation may hereafter issue notes or other obligations to the Secretary of the Treasury, in such forms and denominations, bearing such maturities, and subject to such terms and conditions as the Secretary of the Treasury may prescribe. Such obligations may be issued to pay any necessary expenses excluding administrative personnel costs required pursuant to a guarantee issued under the Act of September 7, 1957, as amended (49 U.S.C. 1324 note). The aggregate amount of such obligations shall not exceed $150,000,000 by September 30, 1983. Such obligations shall be redeemed by the Secretary from appropriations authorized by this section. The Secretary of the Treasury shall purchase any such obligations, and for such purpose he may use as a public debt transaction the proceeds from the sale of any securities issued under the Second Liberty Bond Act, as now or hereafter in force. The purposes for which securities may be issued under such Act are extended to include any purchase of notes or other obligations issued under this subsection. The Secretary of the Treasury may sell any such obligations at such times and price and upon such terms and conditions as he shall determine in his discretion. All purchases, redemptions, and sales of such obligations by such Secretary shall be treated as public debt transactions of the United States.

$150,000,000 (limitation on borrowing authority)

FEDERAL HIGHWAY ADMINISTRATION

FEDERAL-AID HIGHWAYS (LIQUIDATION OF CONTRACT AUTHORIZATION) (TRUST FUND)

For an additional amount for "Federal-aid highways", $300,000,000, or so much as may be available in and derived from the Highway Trust Fund, to remain available until expended.

300,000,000 (liquidation of contract authority)

ACCESS HIGHWAYS TO PUBLIC RECREATION AREAS ON CERTAIN LAKES

Appropriations under this heading for fiscal year 1981 shall remain available until September 30, 1984.

HIGHWAYS CROSSING FEDERAL PROJECTS

The period of availability of approximately $400,000 appropriated in Public Laws 94-387, 95-29, 95-85, 95-335, and 96-131 is hereby extended through September 30, 1984.

400,000 *(reappropriation)*

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

STATE AND COMMUNITY HIGHWAY SAFETY

(LIQUIDATION OF CONTRACT AUTHORIZATION) (TRUST FUND)

For an additional amount for "State and community highway safety" as authorized by 23 U.S.C. 402 and 408, $2,000,000, to remain available until expended, to be derived from the Highway Trust Fund.

2,000,000 (liquidation of contract authority)

HIGHWAY SAFETY EDUCATION AND INFORMATION

(LIQUIDATION OF CONTRACT AUTHORIZATION) (TRUST FUND)

For payment of obligations incurred in carrying out the provisions of section 209 of Public Law 95-599, $1,000,000, to remain available until expended, to be derived from the Highway Trust Fund.

1,000,000 (liquidation of contract authority)

FEDERAL RAILROAD ADMINISTRATION

SETTLEMENTS OF RAILROAD LITIGATION

For liquidation of promissory notes pursuant to section 210(f) of the Regional Rail Reorganization Act of 1973 (Public Law 93-236), as amended, $18,499,000, to remain available until expended.

$18,499,000
−18,499,000
(appropriation for debt reduction)

RAILROAD REHABILITATION AND IMPROVEMENT

FINANCING FUNDS

For an additional amount for "Railroad rehabilitation and improvement financing funds", $7,100,000, to remain available until expended, for payment to the Secretary of the Treasury for debt reduction.

7,100,000
−7,100,000
(appropriation for debt reduction)

URBAN MASS TRANSPORTATION ADMINISTRATION

URBAN DISCRETIONARY GRANTS

Notwithstanding any other provision of law, the effective date of section 302(b) of Public Law 97-424 is October 1, 1983.

MASS TRANSPORTATION CAPITAL FUND

(LIQUIDATION OF CONTRACT AUTHORIZATION) (TRUST FUND)

For payment of obligations incurred in carrying out section 21 of the Urban Mass Transportation Act of 1964, as amended (49 U.S.C. 1601 et seq.), administered by the Urban Mass Transportation Administration, $55,000,000, to be derived from the Highway Trust Fund and to remain available until expended: *Provided*, That notwithstanding any other provision of law, section 308 of Public Law 97-369 shall apply to any funds made available for obligation by section 21(a)(2)(A) of the Urban Mass Transportation Act of 1964, as amended.

55,000,000
(liquidation of contract authority)

GENERAL PROVISION

LIMITATION ON GENERAL OPERATING EXPENSES

The limitation on general operating expenses of the Federal Highway Administration is increased by $1,750,000 for necessary expenses to carry out the provisions of section 152 of the Surface Transportation Assistance Act of 1982 for a methane conversion study, to remain available until expended.

1,750,000
(increase in limitation)

ACOSTA BRIDGE

Notwithstanding subsection (b) of section 142 of Public Law 97-377, the funds made available by such subsection for the Dodge Island Bridge project in Miami, Florida, shall be available for the Acosta Bridge project in Jacksonville, Florida, in accordance with the provisions of section 144 of title 23, United States Code, to remain available until expended: *Provided*, That, notwithstanding any other provisions of law, obligations incurred under this section shall not be subject to any limitation on obligations for Federal-aid highways.

Notwithstanding section 144 of title 23, United States Code, and any other provision of law, the Secretary of Transportation shall make available, upon request of the State of Georgia, under such section 144, an amount not to exceed $5,000,000, from funds appropriated in this Act or previous Acts, such sum to initiate the design and engineering phase of the Eugene Talmadge Memorial Bridge replacement project in Savannah, Georgia.

[Total, Department of Transportation:

[New budget (obligational) authority	*$44,400,000.]*
[Appropriations	*69,599,000.]*
[Appropriation for debt reduction	*−25,599,000.]*
[Reappropriation	*400,000.]*
[Appropriation to liquidate contract authority	*365,500,000.]*
[Limitation on borrowing authority	*150,000,000.]*
[Limitation on obligations	*9,250,000.]*

RELATED AGENCIES

MOTOR CARRIER RATEMAKING STUDY COMMISSION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

Of the funds made available under the heading of Department of Transportation, Office of the Secretary, Salaries and Expenses, for Fiscal Year 1983 for the Motor Carrier Ratemaking Study Commission, unobligated balances available as of September 30, 1983, shall remain available until expended.

PANAMA CANAL COMMISSION

OPERATING EXPENSES

For payment to the Republic of Panama, pursuant to Article XIII, paragraph 4(c), of the Panama Canal Treaty of 1977, such amounts as may be necessary, but not to exceed $378,635, to be derived from the Panama Canal Commission Fund: *Provided*, That none of these funds may be expended prior to validation by an audit of the General Accounting Office. $378,635

[Total, Chapter X:

[New budget (obligational) authority	*$44,778,635.]*
[Appropriations	*69,977,635.]*
[Appropriation for debt reduction	*−25,599,000.]*
[Reappropriation	*400,000.]*
[Appropriation to liquidate contract authority	*365,500,000.]*
[Limitation on borrowing authority	*150,000,000.]*
[Limitation on obligations	*9,250,000.]*

CHAPTER XI

DEPARTMENT OF THE TREASURY

OFFICE OF THE SECRETARY

Of the sums appropriated for Office of the Secretary, Salaries and Expenses, not to exceed $18,500 may be used for official reception and representation functions.

Of the sums appropriated for International Affairs, not to exceed $66,500 may be used for official reception and representation functions.

U.S. Customs Service

For payment of claims against the United States Customs Service, $2,430. $2,430

EXECUTIVE OFFICE OF THE PRESIDENT

Official Residence of the Vice President

For an additional amount for "Operating expenses", $141,000. 141,000

Office of Management and Budget

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $669,000. 669,000

INDEPENDENT AGENCIES

General Services Administration

FEDERAL BUILDINGS FUND

LIMITATIONS ON AVAILABILITY OF REVENUE

In addition to the aggregate amount heretofore made available for real property management and related activities in fiscal year 1983, $8,102,000 shall be made available for such purposes and shall remain available until expended for the construction and acquisition of facilities, as follows: *8,102,000 (limitation on availability of revenue)*

Payment of Construction Claims:

Florida: Fort Lauderdale, Courthouse and Federal Office Building and Parking Facility, $442,300.

Georgia: Atlanta, Courthouse and Federal Office Building, $7,075,000.

Mississippi: Hattiesburg, Courthouse and Federal Building, $213,100, Jackson, Federal Office Building, $125,600.

South Carolina: Columbia, Federal Building and United States Courthouse, $246,000:

Provided, That the immediately foregoing limits of costs may be exceeded to the extent that savings are effected in other such projects but by not to exceed 10 per centum: *Provided further,* That claims against the Government of less than $10,000 arising from direct construction projects, acquisition of buildings, and purchase contracts projects pursuant to Public Law 92-313 be liquidated with prior notification of the Committees on Appropriations of the House and Senate to the extent savings are effected in other such projects: *Provided further,* That any revenues and collections and any other sums accruing to this fund during fiscal year 1983, excluding reimbursements under section 210(f)(6) in excess of $2,057,748,500 shall remain in the fund and shall not be available for expenditure except as authorized in appropriation Acts.

Office of Personnel Management

PAYMENT TO CIVIL SERVICE RETIREMENT AND DISABILITY FUND

For an additional amount for "Payment to Civil Service Retirement and Disability Fund", $342,269,000. 342,269,000

REVOLVING FUND

Pursuant to section 1304(e)1(i)(ii) of title 5, United States Code, costs for entertainment expenses of the President's Commission on Executive Exchange shall not exceed $12,000.

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Office of Personnel Management pursuant to Reorganization Plan Numbered 2 of 1978 and the Civil Service Reform Act of 1978, not to exceed $1,000 for official reception and representation funds. $1,000

MERIT SYSTEMS PROTECTION BOARD

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $1,600,000. 1,600,000

ADMINISTRATIVE PROVISIONS

None of the funds appropriated under this Act shall be obligated or expended to implement, administer or enforce the proposed Office of Personnel Management regulations published in the Federal Register on March 30, 1983, at pages 13342-13377 and 13380-13381, unless and until the Comptroller General completes review pursuant to section 4304(b)(2) of title 5, United States Code.

No funds appropriated by this Act shall be used by the Internal Revenue Service—

(1) to enforce any ruling which would subject to tax under subtitles A and C of the Internal Revenue Code of 1954 the value of campus lodging furnished by, or on behalf of, any educational institution described in section 170(b)(1)(A)(ii) of such Code to any employee of such institution or any spouse or dependent (within the meaning of section 152 of such Code) of such employee, or

(2) to conduct any other activity with respect to the assessment or collection of any such tax on such value.

For purposes of applying section 44C of the Internal Revenue Code of 1954, paragraph (10) of section 44C(c) of such Code (relating to property financed by subsidized energy financing) shall not apply with respect to any financing for energy conservation or renewable energy source expenditures which was provided—

(1) before January 1, 1983,

(2) under a State program in existence before 1978, and

(3) with respect to any residence the first mortgage on which is financed by the proceeds of any qualified veterans' mortgage bond (within the meaning of section 103A(c)(3) of such Code).

[Total, Chapter XI:

[New budget (obligational) authority .... $344,682,430.]

[Limitation on availability of revenue .... 8,102,000.]

CHAPTER XII

DISTRICT OF COLUMBIA

DISTRICT OF COLUMBIA FUNDS

GOVERNMENTAL DIRECTION AND SUPPORT

(RESCISSION)

Of the funds appropriated for "Governmental direction and support" for fiscal year 1983 in Public Law 97-378, $2,759,000 are rescinded. *−2,759,000 (rescission)*

ECONOMIC DEVELOPMENT AND REGULATION

(RESCISSION)

Of the funds appropriated for "Economic development and regulation" for fiscal year 1983 in Public Law 97-378, $2,538,800 are rescinded. *–$2,538,800 (rescission)*

PUBLIC SAFETY AND JUSTICE

For an additional amount for "Public safety and justice", $9,130,600. *9,130,600*

PUBLIC EDUCATION SYSTEM

(RESCISSION)

Of the funds appropriated for "Public education system" for fiscal year 1983 in Public Law 97-378, $1,871,100 are rescinded. *–1,871,100 (rescission)*

HUMAN SUPPORT SERVICES

For an additional amount for "Human support services", $2,087,400. *2,087,400*

TRANSPORTATION SERVICES AND ASSISTANCE

(RESCISSION)

Of the funds appropriated for "Transportation services and assistance" for fiscal year 1983 in Public Law 97-378, $544,600 are rescinded. *–544,600 (rescission)*

ENVIRONMENTAL SERVICES AND SUPPLY

(RESCISSION)

Of the funds appropriated for "Environmental services and supply" for fiscal year 1983 in Public Law 97-378, $5,504,500 are rescinded. *–5,504,500 (rescission)*

PERSONAL SERVICES

(RESCISSION)

Of the funds appropriated for "Personal services" for fiscal year 1983 in Public Law 97-378, $8,748,800 are rescinded. *–8,748,800 (rescission)*

ENERGY ADJUSTMENT

For an additional amount for "Energy adjustment", $2,078,500. *2,078,500*

UNALLOCATED GENERAL FUND ADJUSTMENT

(RESCISSION)

Of the funds appropriated out of the "General fund" for fiscal year 1983 in Public Law 97-378, $15,183,600 are rescinded. *–15,183,600 (rescission)*

WASHINGTON CONVENTION CENTER ENTERPRISE FUND

For an additional amount for "Washington convention center enterprise fund", $830,700. *830,700*

LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND

For an additional amount for "Lottery and charitable games enterprise fund", $1,000,000. *1,000,000*

GENERAL PROVISION

Title 11, section 11-1732(d) of the District of Columbia Code, is amended by striking out "1983" and inserting in lieu thereof "1984".

Total, Chapter XII:

[District of Columbia funds (net)	*—$22,023,200.]*
[Appropriation	*15,127,200.]*
[Rescissions	*—37,150,400.]*

[Total, all chapters, title I:

[New budget (obligational) authority (net)	*$6,180,020,665.]*
[Appropriations, 1983	*6,177,797,665.]*
[Reappropriation	*419,000.]*
[Appropriation for debt reduction	*—25,599,000.]*
[Contract authority, indefinite	*1,636,634,000.]*
[Rescission of contract authority	*—1,609,231,000.]*
[Deferrals	*—156,600,000.]*
[Appropriation to liquidate contract authority	*390,500,000.]*
[By transfer	*44,500,000.]*
[Transfer from Commodity Credit Corp	*585,000.]*
[Limitation on indefinite contract authority	*145,622,000.]*
[Limitation on indefinite contract authority, rescission	*—32,031,000.]*
[Limitation on obligations	*9,250,000.]*
[Limitation on borrowing authority	*150,000,000.]*
[Increase in limitation on administrative expenses	*2,000,000.]*
[Loan guarantees	*293,500,000.]*
[District of Columbia funds (net)	*—22,023,200.]*
[Limitation on direct loans	*25,000,000.]*
[Limitation on guaranteed loans	*5,050,000,000.]*
[Limitation on availability of revenue	*8,102,000.]*

TITLE II—INCREASED PAY COSTS FOR THE FISCAL YEAR 1983

For additional amounts for appropriations for the fiscal year 1983, for increased pay costs authorized by or pursuant to law as follows:

LEGISLATIVE BRANCH

SENATE

"Salaries, officers and employees", $7,027,000;	$7,027,000
"Office of the Legislative Counsel of the Senate", $47,000;	47,000
"Office of Senate Legal Counsel", $12,000;	12,000
"Senate Policy Committees", $78,000;	78,000
"Inquiries and investigations", $1,764,000;	1,764,000

[Total, Senate, $8,928,000.]

HOUSE OF REPRESENTATIVES

"House leadership offices", $197,000;	197,000
"Salaries, officers and employees", $1,753,000;	1,753,000
"Committee employees", $1,674,000;	1,674,000
"Members' clerk hire", $5,966,000;	5,966,000
"Allowances and expenses", $1,360,000;	1,360,000

[Total, House of Representatives, $10,950,000.]

JOINT ITEMS

"Joint Economic Committee", $60,000;	60,000
"Joint Committee on Printing", $39,000;	39,000
"Joint Committee on Taxation", $144,000;	144,000
"Education of Pages", $22,000;	22,000
"Capitol Guide Service", $31,000;	31,000

[Total, Joint Items, $296,000.]

CONGRESSIONAL BUDGET OFFICE

"Salaries and expenses", $269,000;	$269,000

ARCHITECT OF THE CAPITOL

Office of the Architect of the Capitol: "Salaries and expenses", $217,000;	217,000
"Capitol buildings", $100,000;	100,000
"Capitol grounds", $40,000;	40,000
"Senate office buildings", $480,000;	480,000
"House office buildings", $200,000;	200,000
"Capitol power plant", $50,000;	50,000
Library buildings and grounds: "Structural and mechanical care", $80,000;	80,000

[*Total, Architect of the Capitol, $1,167,000.*]

LIBRARY OF CONGRESS

"Salaries and expenses", $3,937,000;	3,937,000
Copyright Office: "Salaries and expenses", $180,000;	180,000
Congressional Research Service: "Salaries and expenses", $1,389,000;	1,389,000

[*Total, Library of Congress, $5,506,000.*]

GENERAL ACCOUNTING OFFICE

"Salaries and expenses", $7,765,000;	7,765,000

BOTANIC GARDEN

"Salaries and expenses", $70,000;	70,000

COPYRIGHT ROYALTY TRIBUNAL

"Salaries and expenses", $20,000;	20,000

OFFICE OF TECHNOLOGY ASSESSMENT

"Salaries and expenses", $344,000;	344,000

[*Total, Legislative Branch, $35,315,000.*]

THE JUDICIARY

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

"Salaries and expenses", $97,000;	97,000

UNITED STATES COURT OF INTERNATIONAL TRADE

"Salaries and expenses", $129,000;	129,000

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

(INCLUDING TRANSFER OF FUNDS)

"Salaries of Judges", $2,510,000;	2,510,000
"Salaries of Supporting Personnel", $6,250,000, and in addition $9,000,000 to be derived by transfer, of which $2,000,000 shall be from "Fees of Jurors and Commissioners"; $2,000,000 shall be from "Expenses of Operation and Maintenance of the Courts"; and $5,000,000 shall be from "Space and Facilities";	6,250,000 *9,000,000* *(by transfer)*
"Defender Services", $600,000;	600,000
"Bankruptcy Courts, Salaries and expenses", $4,100,000;	4,100,000

[*Total, Courts of Appeals, District Courts, and Other Judicial Services, $13,460,000.*]

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

"Salaries and expenses", $660,000;	$660,000

FEDERAL JUDICIAL CENTER

"Salaries and expenses", $66,000;	66,000

[*Total, The Judiciary, $14,412,000.*]

EXECUTIVE OFFICE OF THE PRESIDENT

WHITE HOUSE OFFICE

"Salaries and expenses", $565,000;	565,000

EXECUTIVE RESIDENCE AT THE WHITE HOUSE

"Operating expenses", $149,000;	149,000

COUNCIL OF ECONOMIC ADVISERS

"Salaries and expenses", $77,000;	77,000

OFFICE OF POLICY DEVELOPMENT

"Salaries and expenses", $112,000;	112,000

NATIONAL SECURITY COUNCIL

"Salaries and expenses", $164,000;	164,000

OFFICE OF ADMINISTRATION

"Salaries and expenses", $204,000;	204,000

OFFICE OF MANAGEMENT AND BUDGET

"Salaries and expenses", $1,318,000;	1,318,000

OFFICE OF FEDERAL PROCUREMENT POLICY

"Salaries and expenses", $95,000;	95,000

OFFICE OF SCIENCE AND TECHNOLOGY POLICY

"Salaries and expenses", $24,000;	24,000

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

"Salaries and expenses", $409,000;	409,000

[*Total, Executive Office of the President, $3,117,000.*]

FUNDS APPROPRIATED TO THE PRESIDENT

INTERNATIONAL DEVELOPMENT ASSISTANCE

"Operating expenses of the Agency for International Development", $9,938,000;	9,938,000

DEPARTMENT OF AGRICULTURE

(INCLUDING TRANSFERS OF FUNDS)

"Office of the Secretary", $318,000;	$318,000
"Departmental Administration", for budget and program analysis and public participation, $105,000; for energy, $2,000; for operations and finance, personnel, regulatory hearings, equal opportunity, safety and health management, and small and disadvantaged business utilization, $417,000; making a total of $524,000;	524,000
"Office of Governmental and Public Affairs", $206,000;	206,000
"Office of Congressional Affairs", $10,000;	10,000
"Office of the Inspector General", $273,000 and in addition $555,000 shall be derived by transfer from the appropriation "Food Stamp Program" and merged with this appropriation;	273,000 *555,000* *(by transfer)*
"Office of the General Counsel", $686,000;	686,000
"Agricultural Research Service", $6,442,000;	6,442,000
"National Agricultural Library", $111,000;	111,000
"Economic Research Service", $1,028,000;	1,028,000
"Statistical Reporting Service", $1,061,000;	1,061,000
"World Agricultural Outlook Board", $60,000;	60,000
"Foreign Agricultural Service", $605,000;	605,000
"Office of International Cooperation and Development", $45,000;	45,000
"Office of Rural Development Policy", $30,000;	30,000

FEDERAL CROP INSURANCE CORPORATION

"Administrative and operating expenses", $991,000;	991,000

RURAL ELECTRIFICATION ADMINISTRATION

"Salaries and expenses", $581,000;	581,000

FARMERS HOME ADMINISTRATION

"Salaries and expenses", $9,791,000;	9,791,000

SOIL CONSERVATION SERVICE

"Conservation operations", $9,776,000;	9,776,000
"River basin surveys and investigations", $351,000;	351,000
"Watershed planning", $202,000;	202,000

FEDERAL GRAIN INSPECTION SERVICE

"Salaries and expenses", $179,000;	179,000

AGRICULTURAL MARKETING SERVICE

"Marketing services", $1,132,000;	1,132,000
"Transportation office", $49,000;	49,000
"Funds for strengthening markets, income and supply" (section 32), (increase of $170,000 in limitation, "marketing agreements and orders");	*170,000* *(increase in limitation)*

FOOD SAFETY AND INSPECTION SERVICE

"Salaries and expenses", $12,520,000;	12,520,000

FOOD AND NUTRITION SERVICE

"Food program administration", $313,000;	313,000
"Human Nutrition Information Service", $56,000;	56,000
"Animal and Plant Health Inspection Service", $3,600,000;	3,600,000
"Packers and Stockyards Administration", $166,000;	166,000

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

"Salaries and expenses", not to exceed an additional $12,400,000 may be transferred to and merged with this appropriation from the Commodity Credit Corporation fund;	*$12,400,000 (by transfer from the Commodity Credit Corporation)*

FOREST SERVICE

"Forest research", $2,651,000;	2,651,000
"State and private forestry", $507,000 which shall remain available for obligation until September 30, 1984, to carry out activities authorized in Public Law 95-313;	507,000
"National forest system", $23,441,000 of which $3,304,000 for cooperative law enforcement, forest road maintenance, forest trail maintenance, and reforestation and timber stand improvement shall remain available for obligation until September 30, 1984;	23,441,000
"Construction", $4,135,000 to remain available until expended.	4,135,000

[*Total, Forest Service, $30,734,000.*]

[*Total, Department of Agriculture, $81,840,000.*]

DEPARTMENT OF COMMERCE

GENERAL ADMINISTRATION

"Salaries and expenses", $930,000;	930,000

BUREAU OF THE CENSUS

"Salaries and expenses", $2,680,000;	2,680,000
"Periodic censuses and programs", $1,650,000, to remain available until expended;	1,650,000

[*Total, Bureau of the Census, $4,330,000.*]

ECONOMIC AND STATISTICAL ANALYSIS

"Salaries and expenses", $665,000;	665,000

INTERNATIONAL TRADE ADMINISTRATION

"Operations and Administration", $3,800,000;	3,800,000

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

(INCLUDING TRANSFER OF FUNDS)

"Operations, research, and facilities", $23,828,000, to remain available until expended, and, in addition, $4,000,000, to be derived by transfer from "Construction," to remain available until expended;	23,828,000 *4,000,000 (by transfer)*

PATENT AND TRADEMARK OFFICE

"Salaries and expenses", $4,640,000, to remain available until expended;	4,640,000

NATIONAL BUREAU OF STANDARDS

"Scientific and technical research and services", $2,730,000, to remain available until expended.	2,730,000

[*Total, Department of Commerce, $40,923,000.*]

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

"Operation and maintenance, general", $13,700,000 to remain available until expended;	$13,700,000
"General expenses", $4,100,000;	4,100,000

[*Total, Corps of Engineers—Civil, $17,800,000.*]

SOLDIERS' AND AIRMEN'S HOME

"Operation and maintenance", $341,000;	341,000

[*Total, Department of Defense—Civil, $18,141,000.*]

DEPARTMENT OF ENERGY

"Energy Information Administration", $2,182,000;	2,182,000
"Economic regulation", $560,000;	560,000

[*Total, Department of Energy, $2,742,000.*]

DEPARTMENT OF HEALTH AND HUMAN SERVICES

FOOD AND DRUG ADMINISTRATION

(INCLUDING TRANSFER OF FUNDS)

"Salaries and expenses", $12,596,000; of which $11,882,000 shall be derived by transfer from the "Rural Development Loan Fund";	714,000 *11,882,000* *(by transfer)*

HEALTH RESOURCES AND SERVICES ADMINISTRATION

(INCLUDING TRANSFERS OF FUNDS)

"Health resources and services", $7,900,000; of which $2,842,000 shall be derived from unobligated prior year Public Health Service hospital construction funds, $169,000 shall be derived from the "Rural Development Loan Fund" and $1,414,000 shall be derived by transfer from "Community Services Block Grant";	3,475,000 *4,425,000* *(by transfer)*
"Indian health services", $14,274,000;	14,274,000

[*Total, Health Resources and Services Administration, $17,749,000.*]

CENTERS FOR DISEASE CONTROL

(INCLUDING TRANSFERS OF FUNDS)

"Preventive health services", $5,990,000; of which $1,400,000 shall be derived from unobligated swine-flu funds provided under Public Law 94-266;	4,590,000 *1,400,000* *(by transfer)*

NATIONAL INSTITUTES OF HEALTH

(INCLUDING TRANSFERS OF FUNDS)

"National Cancer Institute", $766,000;	766,000
"National Heart, Lung, and Blood Institute", $484,000;	484,000
"National Institute of Dental Research", $432,000;	432,000
"National Institute of Arthritis, Diabetes, and Digestive and Kidney Diseases", $1,310,000;	1,310,000
"National Institute of Neurological and Communicative Disorders and Stroke", $800,000;	800,000
"National Institute of Allergy and Infectious Diseases", $1,048,000;	1,048,000

"National Institute of General Medical Sciences", $252,000;	$252,000
"National Institute of Child Health and Human Development", $669,000;	669,000
"National Eye Institute", $340,000;	340,000
"National Institute of Environmental Health Sciences", $500,000;	500,000
"Research Resources", $113,000;	113,000
"National Library of Medicine", $359,000 to be derived by transfer from the "Rural Development Loan Fund";	*359,000 (by transfer)*
"Office of the Director", $1,065,000 to be derived by transfer from the "Rural Development Loan Fund";	*1,065,000 (by transfer)*
[*Total, National Institutes of Health, $6,714,000.*]	

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION

(INCLUDING TRANSFER OF FUNDS)

"Alcohol, Drug Abuse, and Mental Health", $1,388,000;	1,388,000
"St. Elizabeths Hospital", $5,901,000 to be derived by transfer from the "Rural Development Loan Fund";	*5,901,000 (by transfer)*

ASSISTANT SECRETARY FOR HEALTH

(INCLUDING TRANSFERS OF FUNDS)

"Health services management", $2,000,000, of which $875,000 is to be derived by transfer from the "Rural Development Loan Fund";	1,125,000 *875,000 (by transfer)*

HEALTH CARE FINANCING ADMINISTRATION

(INCLUDING TRANSFERS OF FUNDS)

"Program management", $1,654,000, together with $3,200,000 to be derived by transfer from the "Federal Hospital Insurance Trust Fund" and "Federal Supplementary Medical Insurance Trust Fund";	1,654,000 *3,200,000 (trust fund transfer)*

SOCIAL SECURITY ADMINISTRATION

(INCLUDING TRANSFER OF FUNDS)

"Assistance Payments Program", $500,000;	500,000
"Limitation on Administrative Expenses", (increase of $103,434,000 in the Limitation on administrative expenses paid from the trust funds and Supplemental Security Income Program);	*103,434,000 (increase in limitation)*
[*Total, Department of Health and Human Services, $34,434,000.*]	

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

MANAGEMENT AND ADMINISTRATION

(TRANSFER OF FUNDS)

"Salaries and expenses, Department of Housing and Urban Development", $10,000,000 to be derived by transfer from various funds of the Federal Housing Administration.	*10,000,000 (by transfer)*

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

"Management of lands and resources", $4,595,000;	4,595,000
"Oregon and California grant lands", $657,000;	657,000
[*Total, Bureau of Land Management, $5,252,000.*]	

Bureau of Reclamation

"Construction program", $2,605,000 to remain available until expended;	$2,605,000
"General investigations", $397,000 to remain available until expended and to be derived from the reclamation fund;	397,000
"Operation and maintenance", $1,658,000 to remain available until expended;	1,658,000
"General administrative expenses", $799,000 to be derived from the reclamation fund;	799,000

[*Total, Bureau of Reclamation, $5,459,000.*]

United States Fish and Wildlife Service

"Resource management", $4,030,000;	4,030,000

National Park Service

"Operation of the national park system", $12,019,000;	12,019,000
"National recreation and preservation", $168,000;	168,000
"John F. Kennedy Center for the Performing Arts", $89,000;	89,000

[*Total, National Park Service, $12,276,000.*]

Geological Survey

"Surveys, investigations, and research", $8,395,000;	8,395,000

Minerals Management Service

"Minerals and royalty management", $1,989,000;	1,989,000

Office of Surface Mining Reclamation and Enforcement

"Regulation and technology", $522,000;	522,000

Bureau of Mines

"Mines and minerals", $1,515,000;	1,515,000

Bureau of Indian Affairs

"Operation of Indian programs", $7,469,000;	7,469,000

Office of Territorial and International Affairs

"Administration of territories", $39,000;	39,000
"Trust territory of the Pacific Islands", $30,000;	30,000

[*Total, Office of Territorial and International Affairs, $69,000.*]

Office of the Solicitor

"Salaries and expenses", $663,000;	663,000

Office of the Secretary

"Departmental management", $998,000;	998,000

Office of the Inspector General

"Salaries and expenses", $400,000;	400,000

[*Total, Department of the Interior, $49,037,000.*]

DEPARTMENT OF JUSTICE

General Administration

"Salaries and expenses", $1,800,000;	1,800,000

UNITED STATES PAROLE COMMISSION

"Salaries and expenses", $216,000; $216,000

LEGAL ACTIVITIES

"Salaries and expenses, general legal activities", $4,700,000; 4,700,000

"Salaries and expenses, Antitrust Division", $1,100,000; 1,100,000

"Salaries and expenses, United States Attorneys and Marshals", $10,500,000; 10,500,000

"Salaries and expenses, Community Relations Service", $100,000; 100,000

[*Total, Legal Activities, $16,400,000.*]

FEDERAL BUREAU OF INVESTIGATION

"Salaries and expenses", $28,100,000; 28,100,000

DRUG ENFORCEMENT ADMINISTRATION

"Salaries and expenses", $7,334,000; 7,334,000

IMMIGRATION AND NATURALIZATION SERVICE

"Salaries and expenses", $11,200,000; 11,200,000

FEDERAL PRISON SYSTEM

"Salaries and expenses", $10,300,000; 10,300,000

"Limitation on administrative and vocational training expenses, Federal Prison Industries, Incorporated" (increase of $100,000 in the limitation on Administrative expenses, and $100,000 on Vocational Training expenses); *200,000 (increase in limitation)*

OFFICE OF JUSTICE ASSISTANCE, RESEARCH, AND STATISTICS

(TRANSFER OF FUNDS)

"Research and Statistics", $392,000, to be derived by transfer of reversionary funds from "Law Enforcement Assistance". *392,000 (by transfer)*

[*Total, Department of Justice, $75,350,000.*]

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

(INCLUDING TRANSFER OF FUNDS)

"Program administration", $752,000, together with not to exceed $819,000 which may be expended from the Employment Security Administration account in the Unemployment Trust Fund; 752,000 *819,000 (trust fund transfer)*

EMPLOYMENT STANDARDS ADMINISTRATION

(INCLUDING TRANSFER OF FUNDS)

"Salaries and expenses", $3,866,000, together with not to exceed $27,000 to be derived from the Special Fund in accordance with sections 39(c) and 44(j) of the Longshoremen's and Harbor Workers' Compensation Act; 3,866,000 *27,000 (by transfer)*

Occupational Safety and Health Administration

(TRANSFER OF FUNDS)

"Salaries and expenses", $1,393,000, to be derived by transfer from Mine Safety and Health Administration, "Salaries and expenses";	*$1,393,000 (by transfer)*

Bureau of Labor Statistics

"Salaries and expenses", $1,600,000;	1,600,000

Departmental Management

(INCLUDING TRANSFER OF FUNDS)

"Salaries and expenses", $400,000, together with not to exceed $400,000 which may be expended from the Employment Security Administration account in the Unemployment Trust Fund and of which $400,000 shall be for carrying into effect the provisions of 38 U.S.C. 2001-03.	400,000 *400,000 (trust fund transfer)*

[*Total, Department of Labor, $6,618,000.*]

DEPARTMENT OF STATE

Administration of Foreign Affairs

(INCLUDING TRANSFER OF FUNDS)

"Salaries and expenses", $13,600,000, and in addition, $8,111,000, to be derived by transfer from "Contributions to international organizations";	13,600,000 *8,111,000 (by transfer)*

International Commissions

International Boundary and Water Commission, United States and Mexico: "Salaries and expenses", $174,000.	174,000

[*Total, Department of State, $13,774,000.*]

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

"Salaries and expenses", $400,000;	400,000

Coast Guard

(TRANSFER OF FUNDS)

"Headquarters administration", $2,650,000, to be derived by transfer from "Retired pay";	*2,650,000 (by transfer)*
"Operating expenses", $10,000,000, to be derived by transfer from "Retired pay";	*10,000,000 (by transfer)*

Federal Aviation Administration

(INCLUDING TRANSFER OF FUNDS)

"Headquarters administration", $1,400,000;	1,400,000
"Operations", $16,700,000, of which not to exceed $7,680,000 shall be derived from the Airport and Airway Trust Fund;	16,700,000
"Operation and maintenance, Metropolitan Washington Airports", $500,000, to be derived from the unobligated balances of "Construction, Metropolitan Washington Airports";	*500,000 (by transfer)*

[*Total, Federal Aviation Administration, $18,100,000.*]

Federal Highway Administration

"Limitation on general operating expenses" (increase of $2,000,000 in the limitation on general operating expenses); *$2,000,000 (increase in limitation)*

"Motor carrier safety", $200,000; 200,000

National Highway Traffic Safety Administration

(TRANSFER OF FUNDS)

"Operations and research", $300,000, to be derived by transfer from "Access highways to public recreation areas on certain lakes"; *300,000 (by transfer)*

Federal Railroad Administration

(TRANSFER OF FUNDS)

"Office of the Administrator", $225,000, to be derived by transfer from "Access highways to public recreation areas on certain lakes"; *225,000 (by transfer)*

Urban Mass Transportation Administration

(INCLUDING TRANSFER OF FUNDS)

"Administrative expenses", $530,000, of which $204,398 shall be derived by transfer from the appropriation "Fare free demonstrations"; 325,602 *204,398 (by transfer)*

Saint Lawrence Seaway Development Corporation

"Limitation on administrative expenses, Saint Lawrence Seaway Development Corporation" (increase of $24,000 in the limitation on administrative expenses)"; *24,000 (increase in limitation)*

Office of the Inspector General

"Salaries and expenses", $409,000; 409,000

[*Total, Department of Transportation, $19,434,602.*]

DEPARTMENT OF THE TREASURY

Office of the Secretary

(INCLUDING TRANSFER OF FUNDS)

"Salaries and expenses", $1,537,000, of which $242,000 is to be derived from "Bureau of Government Financial Operations, Salaries and expenses"; 1,295,000 *242,000 (by transfer)*

"International affairs", $731,000; 731,000

Federal Law Enforcement Training Center

(INCLUDING TRANSFER OF FUNDS)

"Salaries and expenses", $351,000, of which $45,000 is to be derived from "Bureau of Government Financial Operations, Salaries and expenses"; 306,000 *45,000 (by transfer)*

Bureau of Alcohol, Tobacco and Firearms

(TRANSFER OF FUNDS)

"Salaries and expenses", $2,492,000, to be derived from "Bureau of Government Financial Operations, Salaries and expenses"; *2,492,000 (by transfer)*

UNITED STATES CUSTOMS SERVICE

"Salaries and expenses", $17,617,000;	$17,617,000

INTERNAL REVENUE SERVICE

"Salaries and expenses", $8,443,000;	8,443,000
"Taxpayer service and returns processing", $1,827,000;	1,827,000
"Examinations and appeals", $48,352,000;	48,352,000
"Investigation and collections", $36,200,000;	36,200,000
Any appropriation made available to the Internal Revenue Service for the current fiscal year by this Act may be transferred to any other Internal Revenue Service appropriation to the extent necessary for increased pay costs authorized by or pursuant to law;	
[*Total, Internal Revenue Service, $94,822,000.*]	

UNITED STATES SECRET SERVICE

"Salaries and expenses", $5,462,000;	5,462,000

OFFICE OF REVENUE SHARING

"Salaries and expenses", $255,000: *Provided*, That of the funds heretofore provided under this heading in Public Law 97-272, $400,000 shall remain available until September 30, 1984.	255,000
[*Total, Department of the Treasury, $120,488,000.*]	

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

"Research and program management", $28,500,000.	28,500,000

VETERANS ADMINISTRATION

"Medical care", $180,168,000: *Provided*, That of the funds appropriated under this heading in the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1983 (Public Law 97-272), $4,200,000 shall be available only for three integrated hospital system projects and such funds shall remain available until September 30, 1984;	180,168,000
"Medical and prosthetic research", $2,174,000, to remain available until September 30, 1984;	2,174,000
"Medical administration and miscellaneous operating expenses", $613,000;	613,000
"General operating expenses", $2,152,000;	2,152,000
"Construction, minor projects", an increase of $686,000 in the limitation on the expenses of the Office of Construction.	*686,000 (increase in limitation)*
[*Total, Veterans Administration, $185,107,000.*]	

OTHER INDEPENDENT AGENCIES

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

"Salaries and expenses", $59,000;	59,000

ADVISORY COUNCIL ON HISTORIC PRESERVATION

"Salaries and expenses", $22,000;	22,000

ARMS CONTROL AND DISARMAMENT AGENCY

"Arms control and disarmament activities", $300,000;	300,000

CIVIL AERONAUTICS BOARD

"Salaries and expenses", $700,000;	$700,000

COMMISSION OF FINE ARTS

"Salaries and expenses", $9,000;	9,000

COMMISSION ON CIVIL RIGHTS

"Salaries and expenses", $350,000;	350,000

COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

"Salaries and expenses", $9,000;	9,000

CONSUMER PRODUCT SAFETY COMMISSION

"Salaries and expenses", $530,000;	530,000

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

"Salaries and expenses", $4,650,000;	4,650,000

FARM CREDIT ADMINISTRATION

"Limitation on administrative expenses" (increase of $232,000 in the limitation on administrative expenses);	*232,000 (increase in limitation)*

FEDERAL COMMUNICATIONS COMMISSION

"Salaries and expenses", $3,100,000;	3,100,000

FEDERAL ELECTION COMMISSION

"Salaries and expenses", $197,000;	197,000

FEDERAL EMERGENCY MANAGEMENT AGENCY

"Salaries and expenses", $1,645,000;	1,645,000

FEDERAL HOME LOAN BANK BOARD

"Limitation on administrative and nonadministrative expenses Federal Home Loan Bank Board" (increase of $650,000 in the limitation on administrative expenses and an increase of $400,000 in the limitation on nonadministrative expenses);	*650,000 (increase in limitation)* *400,000 (increase in limitation)*

FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

"Limitation on administrative expenses Federal Savings and Loan Corporation" (increase of $30,000 in the limitation on administrative expenses);	*30,000 (increase in limitation)*

FEDERAL MARITIME COMMISSION

"Salaries and expenses", $270,000;	270,000

FEDERAL MEDIATION AND CONCILIATION SERVICE

"Salaries and expenses", $694,000;	694,000

Federal Trade Commission

"Salaries and expenses", $3,233,000; $3,233,000

General Services Administration

Federal Buildings Fund

LIMITATIONS ON AVAILABILITY OF REVENUE

In addition to the aggregate amount heretofore made available for real property management and related activities in fiscal year 1983, $2,275,000 shall be available for such purposes and the limitation on the amount available for program direction and centralized services is increased to $93,882,000. Any revenues and collections and any other sums accruing to this fund during fiscal year 1983, excluding reimbursements under section 210(f)(6) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 490(f)(6)), in excess of $2,057,748,500, shall remain in the fund and shall not be available for expenditure except as authorized in appropriation Acts; *2,275,000 (increase in limitation)*

Federal Supply Service

(TRANSFER OF FUNDS)

"Operating expenses", $2,000,000 to be derived by transfer from "Federal Property Resources Service, Operating expenses"; *2,000,000 (by transfer)*

Office of Inspector General

(TRANSFER OF FUNDS)

"Office of Inspector General", $700,000; to be derived by transfer from "Federal Property Resources Service, Operating expenses"; *700,000 (by transfer)*

Intergovernmental Agencies

Advisory Commission on Intergovernmental Relations

"Salaries and expenses", $40,000; 40,000

Delaware and Susquehanna River Basin Commissions

"Salaries and expenses", $16,000; 16,000

International Trade Commission

"Salaries and expenses", $500,000; 500,000

Merit Systems Protection Board

"Salaries and expenses", $452,000; 452,000

Office of the Special Counsel "Salaries and expenses", $139,000; 139,000

[*Total, Merit Systems Protection Board, $591,000.*]

National Capital Planning Commission

"Salaries and expenses", $125,000; 125,000

National Foundation on the Arts and the Humanities

NATIONAL ENDOWMENT FOR THE HUMANITIES

"Salaries and expenses", $187,000; 187,000

NATIONAL LABOR RELATIONS BOARD

"Salaries and expenses", $2,000,000;	$2,000,000

NATIONAL SCIENCE FOUNDATION

"Research and related activities", $1,300,000 (and an increase of $2,200,000 in the limitation on program development and management), to remain available until September 30, 1984;	1,300,000 *2,200,000 (increase in limitation)*

NUCLEAR REGULATORY COMMISSION

"Salaries and expenses", $2,770,000;	2,770,000

OFFICE OF PERSONNEL MANAGEMENT

(INCLUDING TRANSFER OF FUNDS)

"Salaries and expenses", $1,809,000 together with an additional amount of $1,675,000 for current fiscal year administration expenses for the retirement and insurance programs to be transferred from the appropriate trust funds of the Office of Personnel Management in amounts to be determined by the Office of Personnel Management without regard to other statutes;	1,809,000 *1,675,000 (by transfer)*

RAILROAD RETIREMENT BOARD

"Limitation on administration", (increase of $699,000 in use limitation on administration paid from the railroad retirement account);	*699,000 (increase in limitation)*

SECURITIES AND EXCHANGE COMMISSION

"Salaries and expenses", $1,650,000;	1,650,000

SMALL BUSINESS ADMINISTRATION

"Salaries and expenses", $6,580,000;	6,580,000

SMITHSONIAN INSTITUTION

"Salaries and expenses", $2,890,000;	2,890,000
"Salaries and expenses, National Gallery of Art", $259,000;	259,000
"Salaries and expenses, Woodrow Wilson International Center for Scholars", $20,000;	20,000
[*Total, Smithsonian Institution, $3,169,000.*]	

SELECTIVE SERVICE SYSTEM

"Salaries and expenses", $400,000;	400,000
[*Total, Other Independent Agencies, $36,905,000.*]	

OTHER TEMPORARY COMMISSIONS

NAVAJO AND HOPI INDIAN RELOCATION COMMISSION

"Salaries and expenses", $26,000;	26,000

UNITED STATES HOLOCAUST MEMORIAL COUNCIL

"Holocaust Memorial Council", $16,000;	16,000

UNITED STATES INFORMATION AGENCY

"Salaries and expenses", $8,810,000;	$8,810,000

United States Tax Court

"Salaries and expenses", $517,000. $517,000

[Total, title II:

[New budget (obligational) authority	*$785,444,602.]*
[Increase in limitations	*112,830,000.]*
[Limitation on corporate funds	*10,000,000.]*
[Trust fund transfer	*4,446,000.]*
[By transfer	*70,391,398.]*
[Transfer from Commodity Credit Corporation	*12,400,000.]*

TITLE III

EMERGENCY EARTHQUAKE ASSISTANCE

Payment for the damages incurred in the disastrous earthquake at Coalinga, California, and surrounding areas, shall be expedited. Such damages are estimated to be up to $40,000,000. Amounts necessary for individual and public relief and restoration purposes shall be paid promptly from available funds heretofore appropriated by the Congress for Federal Emergency Management Agency, "Funds Appropriated to the President, Disaster Relief" (presently estimated to be $550,000,000), Small Business Administration, "Disaster Loan Fund" (presently estimated to be $700,000,000), and Department of Education, "School Assistance in Federally Affected Areas" as authorized in the Disaster Relief Act of 1970, as amended (42 U.S.C. 4401), the Disaster Relief Act of 1974, as amended (42 U.S.C. 5121 et seq.), section 7(b)(1) and (2) of the Small Business Act, as amended, and section 7 of the Impact Aid Act (20 U.S.C. 237, 238, and 241).

TITLE IV

GENERAL PROVISIONS

SEC. 401. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 402. Except where specifically increased or decreased elsewhere in this Act, the restrictions contained within appropriations, or provisions affecting appropriations or other funds, available during the fiscal year 1983, limiting the amount which may be expended for personal services, or for purposes involving personal services, or amounts which may be transferred between appropriations or authorizations available for or involving such services, are hereby increased to the extent necessary to meet increased pay costs authorized by or pursuant to law.

SEC. 403. Amounts certified pursuant to section 1311 of the Supplemental Appropriations Act, 1955, as having been obligated against appropriations heretofore made under the authority of the Foreign Assistance Act of 1961, as amended, for the same general purpose as any of the subparagraphs under "Agency for International Development" in prior appropriations Acts, are, if deobligated, hereby continued available for the same period as the respective appropriations in such subparagraphs for the same general purpose and for the same country as originally obligated or for relief, rehabilitation, and reconstruction activities in the Andean region: *Provided,* That the Appropriations Committees of both Houses of the Congress are notified fifteen days in advance of the deobligation or reobligation of such funds. 100,000,000 *(reappropriation)*

SEC. 404. The Secretary of the Treasury shall instruct the United States executive director of the International Monetary Fund to use the voice and vote of the United States to oppose any assistance by the International Monetary Fund, using funds appropriated or made available pursuant to this Act, for the production of any commodity for export, if it is in surplus on world markets and if the assistance will cause substantial injury to United States producers of the same, similar, or competing commodity.

SEC. 405. It is the sense of Congress that the Secretary of Agriculture should announce the 1984 annual commodity programs for wheat, feed grains, upland cotton, and rice by the dates specified in the following schedule:

(1) For wheat, July 1, 1983;
(2) For feed grains, September 1, 1983;
(3) For upland cotton, November 1, 1983; and
(4) For rice, December 15, 1983.

SEC. 406. Upon request of the city of Pine Bluff, Arkansas, the Secretary of Commerce shall authorize such city to lease to any person the banquet and kitchen facilities of the Pine Bluff Convention Center, without affecting the Federal assistance provided by a grant under the Public Works Employment Act of 1976 (project number 01-51-00020) or any other law, if such transfer documents provide for the operation of such facilities as kitchen and banquet facilities for at least 25 years after the date of such transfer.

SEC. 407. Upon request of the city of Oakland, California, the Secretary of Commerce shall authorize such city to sell or lease to any person the George P. Scotlan Memorial Convention Center building, without affecting the Federal assistance provided under the Public Works and Economic Development Act of 1965 (project numbered 07-01-02471), or any other law, if—

(1) such sale or lease provides, for the operation of such facilities as a Convention Center for at least sixty-five years after such transfer; and

(2) in the event of the sale of such building, the repayment of any grant made pursuant to the Public Works and Economic Development Act of 1965 shall—

(A) be made over a period of thirty years;

(B) provide that no payments shall be made for the first fifteen years of such period; and

(C) be made in equal annual installments over the last fifteen years of such period.

This Act may be cited as the "Supplemental Appropriations Act, 1983".

[*Total, title IV (reappropriation), $100,000,000.*]

Approved July 30, 1983.

LEGISLATIVE HISTORY—H.R. 3069

HOUSE REPORTS: No. 98-207 (Comm. on Appropriations) and No. 98-308 (Comm. of Conference).
SENATE REPORT No. 98-148 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
May 25, considered and passed House.
June 9, 10, 14-16, considered and passed Senate, amended.
July 28, House agreed to conference report.
July 29, House concurred in certain Senate amendments and in others with amendments, and insisted on its disagreement to certain Senate amendments.
Senate agreed to conference report, concurred in House amendments, and receded from its amendments in disagreement.

Grand total, titles I, II, III and IV, Supplemental Appropriations Act, 1983:

New budget (obligational) authority (net)		$7,065,465,267
Appropriations, 1983	$6,963,242,267	
Reappropriations	100,419,000	
Appropriation for debt reduction	−25,599,000	
Contract authority	1,636,634,000	
Rescission of contract authority	−1,609,231,000	
Deferrals	*(−156,600,000)*	
Appropriations to liquidate contract authority	*(390,500,000)*	
By transfer	*(114,891,398)*	
Transfer from Commodity Credit Corporation	*(12,985,000)*	
Increase in limitations	*(112,830,000)*	
Limitation on obligations	*(9,250,000)*	
Limitation on borrowing authority	*(150,000,000)*	
Limitation on corporate funds	*(10,000,000)*	
Loan guarantee	*(293,500,000)*	
Trust fund transfer	*(4,446,000)*	
District of Columbia funds (net)	*(−22,023,200)*	
Limitation on indefinite contract authority	*(145,622,000)*	
Limitation on direct loans	*(25,000,000)*	
Limitation on guaranteed loans	*(5,050,000,000)*	
Limitation on availability of revenue	*(8,102,000)*	

NOTE.—The following tabulation is a classification by departments and establishments of new budget (obligational) authority made or rescinded in the foregoing act:

Chapter	Department or establishment	Amount
	TITLE I—GENERAL SUPPLEMENTALS	
I	Agriculture, Rural Development and Related Agencies:	
	New budget (obligational) authority	$1,361,799,000
	Transfer from Commodity Credit Corporation	*585,000*
	Limitation on direct loans	*25,000,000*
	Limitation on guaranteed loans	*50,000,000*
II	Commerce, Justice, State, and the Judiciary:	
	New budget (obligational) authority	308,700,000
III	Department of Defense:	
	New budget (obligational) authority	469,770,000
	Appropriations to liquidate contract authority	*25,000,000*
IV	Energy and Water Development:	
	New budget (obligational) authority	89,288,000
V	Foreign Operations:	
	New budget (obligational) authority	667,209,000
	By transfer	*20,000,000*
	Loan guarantee	*293,500,000*
VI	Housing and Urban Development and Independent Agencies:	
	New budget (obligational) authority (net)	338,083,000
	Appropriations	(280,680,000)
	Contract authority, indefinite	(1,636,634,000)
	Rescission of contract authority, indefinite	(−1,609,231,000)
	Limitation on indefinite contract authority	*145,622,000*
	Increase in limitation on administrative expenses	*2,000,000*
	Limitation on guaranteed loans	*5,000,000,000*
	Deferral	*−69,000,000*
VII	Interior and Related Agencies:	
	New budget (obligational) authority (net)	203,049,000
	Appropriations	(233,049,000)
	Rescission of contract authority	(−30,000,000)
	By transfer	*24,000,000*
	Deferral	*−87,600,000*
VIII	Labor, Health and Human Services, and Education:	
	New budget (obligational) authority	2,256,136,000
IX	Legislative Branch:	
	New budget (obligational) authority	96,525,600
	Appropriations	(96,506,600)
	Reappropriations	(19,000)

Chapter	Department or establishment	Amount
	TITLE I—GENERAL SUPPLEMENTALS—Continued	
X	Transportation and Related Agencies:	
	New budget (obligational) authority	$44,778,635
	Appropriations	(69,977,635)
	Appropriation for debt reduction	(−25,599,000)
	Reappropriation	(400,000)
	Appropriation to liquidate contract authority	*365,500,000*
	Limitation on borrowing authority	*150,000,000*
	Limitation on obligations	*9,250,000*
XI	Treasury, Postal Service and General Government:	
	New budget (obligational) authority	344,682,430
	Limitation on availability of revenue	*8,102,000*
XII	District of Columbia:	
	District of Columbia funds (net)	*−22,023,200*
	Total, title I—General Supplementals:	
	New budget (obligational) authority (net)	6,180,020,665
	Appropriations	(6,177,797,665)
	Reappropriations	(419,000)
	Appropriation for debt reduction	(−25,599,000)
	Contract authority	(1,636,634,000)
	Rescission of contract authority	(−1,609,231,000)
	Deferrals	*−156,000,000*
	Appropriations to liquidate contract authority	*390,500,000*
	By transfer	*44,500,000*
	Transfer from Commodity Credit Corporation	*585,000*
	Limitation on indefinite contract authority	*145,622,000*
	Limitation on obligation	*9,250,000*
	Limitation on borrowing authority	*150,000,000*
	Increase in limitation on administrative expenses	*2,000,000*
	Loan guarantees	*293,500,000*
	District of Columbia funds (net)	*−22,023,200*
	Limitation on direct loans	*25,000,000*
	Limitation on guaranteed loans	*5,050,000,000*
	Limitation on availability of revenue	*8,102,000*
	TITLE II—INCREASED PAY COSTS	
	Legislative Branch	35,315,000
	The Judiciary	14,412,000
	By transfer	*9,000,000*
	Executive Office of the President	3,117,000
	Funds Appropriated to the President	9,938,000
	Department of Agriculture	81,840,000
	By transfer	*555,000*
	Transfer from Commodity Credit Corporation	*12,400,000*
	Increase in limitation	*170,000*
	Department of Commerce	40,923,000
	By transfer	*4,000,000*
	Department of Defense—Civil	18,141,000
	Department of Energy	2,742,000
	Department of Health and Human Services	34,434,000
	By transfer	*25,032,000*
	Trust fund transfer	*3,200,000*
	Increase in limitation	*103,434,000*
	Department of Housing and Urban Development:	
	Limitation on corporate funds	*10,000,000*
	Department of Interior	49,037,000
	Department of Justice	75,350,000
	By transfer	*392,000*
	Department of Labor	6,618,000
	Trust fund transfer	*1,246,000*
	Department of State	13,774,000
	By transfer	*8,111,000*
	Department of Transportation	19,434,602
	By transfer	*729,398*
	Increase in limitation	*2,024,000*
	Department of Treasury	120,488,000
	By transfer	*2,779,000*
	National Aeronautics and Space Administration	28,500,000
	Veterans Administration	185,107,000
	Increase in limitation	*686,000*

Chapter	Department or establishment	Amount
	TITLE II—INCREASED PAY COSTS—Continued	
	Other Independent Agencies	$36,905,000
	By transfer	*4,375,000*
	Increase in limitation	*6,486,000*
	Other temporary commissions	9,369,000
	Total, title III—Increased Pay Costs:	
	New budget (obligational) authority	785,444,602
	By transfer	*70,391,398*
	Transfer from Commodity Credit Corporation	*12,400,000*
	Trust fund transfer	*4,446,000*
	Increase in limitations	*112,830,000*
	Limitation on corporate funds	*10,000,000*
	TITLE III—EMERGENCY EARTHQUAKE ASSISTANCE	
	TITLE IV—GENERAL PROVISIONS	
	New budget (obligational) authority *(reappropriation)*	100,000,000
	RECAPITULATION	
	Grand total, titles I, II, III, and IV:	
	New budget (obligational) authority (net)	7,065,465,267
	Appropriations	(6,963,242,267)
	Reappropriations	(100,419,000)
	Appropriation for debt reduction	(−25,599,000)
	Contract authority	(556,759,000)
	Rescission of contract authority	(−529,356,000)
	Deferrals	*−156,600,000*
	Appropriations to liquidate contract authority	*390,500,000*
	By transfer	*114,891,398*
	Transfer from Commodity Credit Corporation	*12,985,000*
	Increase in limitations	*112,830,000*
	Limitation on indefinite contract authority	*145,622,000*
	Limitation on obligations	*9,250,000*
	Limitation on borrowing authority	*150,000,000*
	Limitation on corporate funds	*10,000,000*
	Increase in limitation on administrative expenses	*2,000,000*
	Loan guarantees	*293,500,000*
	Trust fund transfer	*4,446,000*
	District of Columbia funds (net)	*−22,023,200*
	Limitation on direct loans	*25,000,000*
	Limitation on guaranteed loans	*5,050,000,000*
	Limitation on availability of revenue	*8,102,000*

AGRICULTURE, RURAL DEVELOPMENT, AND RELATED AGENCIES APPROPRIATION ACT, 1984

98th Congress, H.R. 3223

[NOTE.—The following bill is a copy of H.R. 3223 as agreed to by the House and Senate conferees. The conference report (House Report No. 98-450) was filed in the House of Representatives on October 27, 1983, but did not advance in the legislative process. Budget authority for programs and activities normally included in this bill has been provided in two sequential continuing resolutions—Public Law 98-107 and Public Law 98-151. The first continuing resolution, Public Law 98-107, provided funding at the House-passed rate, with certain exceptions. Sec. 101(d) of Public Law 98-151, the second continuing resolution, provided "such sums as may be necessary for programs, projects, or activities provided for in the Agriculture, Rural Development and Related Agencies Appropriation Act, 1984 (H.R. 3223), to the extent and in the manner provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report Number 98-450), filed in the House of Representatives on October 27, 1983, as if such Act had been enacted into law." (See pp. 504-505, this volume, for text of Sec. 101(b) of Public Law 98-107 and p. 521 for text of Sec. 101(d) of Public Law 98-151; and pp. 1090-1095 for the related table VIII showing estimates and funding levels by appropriation account).]

A BILL

Making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1984, and for other purposes; namely:

TITLE I—AGRICULTURAL PROGRAMS

Production, Processing and Marketing

Office of the Secretary

For necessary expenses of the Office of the Secretary of Agriculture, including not to exceed $75,000 for employment under 5 U.S.C. 3109, $5,045,000: *Provided,* That not to exceed $8,000 of this amount shall be available for official reception and representation expenses, not otherwise provided for, as determined by the Secretary. $5,045,000

Standard Level User Charges (USDA)

For payment of Standard Level User Charges pursuant to Public Law 92-313 for programs and activities of the Department of Agriculture which are included in this Act, $64,270,000. 64,270,000

Advisory Committees (USDA)

For necessary expenses for activities of Advisory Committees of the Department of Agriculture which are included in this Act, $1,398,000: *Provided*, That no other funds in this Act shall be available to the Department of Agriculture for support of activities of Advisory Committees.

$1,398,000

Departmental Administration

For Budget and Program Analysis, $3,710,000; for Personnel, Finance and Management, Operations, Information Resources Management, Minority Affairs, Small and Disadvantaged Business Utilization, and Regulatory Hearings and Decisions, $14,289,000; making a total of $17,999,000 for Departmental Administration to provide for necessary expenses for management support services to offices of the Department of Agriculture and for general administration of the Department of Agriculture, repairs and alterations, and other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department of Agriculture, of which not to exceed $10,000 is for employment under 5 U.S.C. 3109: *Provided*, That this appropriation shall be reimbursed from applicable appropriations in this Act for travel expenses incident to the holding of hearings as required by 5 U.S.C. 551–558.

17,999,000

Office of Governmental and Public Affairs

For necessary expenses for liaison with the Congress on legislative matters, $477,000.

477,000

For necessary expenses to carry on services relating to the coordination of programs involving governmental and public affairs and emergency preparedness; acting as liaison within the executive branch; and for the dissemination of agricultural information and the coordination of information work and programs authorized by Congress in the Department, $6,930,000; of which not to exceed $10,000 shall be available for employment under 5 U.S.C. 3109, and, not to exceed $2,000,000 may be used for farmers' bulletins and not fewer than two hundred thirty-two thousand two hundred and fifty copies for the use of the Senate and House of Representatives of part 2 of the annual report of the Secretary (known as the Yearbook of Agriculture) as authorized by 44 U.S.C. 1301: *Provided*, That in the preparation of motion pictures or exhibits by the Department, this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225).

6,930,000

Office of the Inspector General

For necessary expenses of the Office of the Inspector General, including employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), $29,211,000 including such sums as may be necessary for contracting and other arrangements with public agencies and private persons pursuant to section 6(a)(8) of the Inspector General Act of 1978 (Public Law 95-452), and including a sum not to exceed $50,000 for employment under 5 U.S.C. 3109; and in addition, $15,368,000 shall be derived by transfer from the appropriation, "Food Stamp Program" and merged with this appropriation.

29,211,000

15,368,000
(by transfer)

Office of the General Counsel

For necessary expenses, $14,253,000; and in addition, $723,000 shall be derived by transfer from the appropriation, "Food Stamp Program" and merged with this appropriation.

14,253,000
723,000
(by transfer)

FEDERAL GRAIN INSPECTION SERVICE

SALARIES AND EXPENSES

For necessary expenses to carry out the provisions of the United States Grain Standards Act, as amended, and the standardization activities related to grain under the Agricultural Marketing Act of 1946, as amended, including field employment pursuant to section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $50,000 for employment under 5 U.S.C. 3109, $6,861,000: *Provided*, That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but, unless otherwise provided, the cost of altering any one building during the fiscal year shall not exceed 10 per centum of the current replacement value of the building: *Provided further*, That none of the funds provided by this Act may be used to pay the salaries of any person or persons who require, or who authorize payments from fee-supported funds to persons or persons who require, nonexport, nonterminal interior elevators to maintain records not involving official inspection or official weighing in the United States under Public Law 94-582 other than those necessary to fulfill the purposes of such Act. $6,861,000

INSPECTION AND WEIGHING SERVICES

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed $36,000,000 (from fees collected) shall be obligated during the current fiscal year for Inspection and Weighing Services. *36,000,000 (from fees collected)*

AGRICULTURAL RESEARCH SERVICE

For necessary expenses to enable the Agricultural Research Service to perform agricultural research and demonstration relating to production, utilization, marketing, and distribution (not otherwise provided for), home economics or nutrition and consumer use, and to coordinate and provide program leadership for higher education work of the Department, and for acquisition of lands by donation, exchange, or purchase at a nominal cost not to exceed $100; $474,278,000: *Provided*, That appropriations hereunder shall be available for field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $115,000 shall be available for employment under 5 U.S.C. 3109: *Provided further*, That funds appropriated herein can be used to provide financial assistance to the organizers of international conferences, if such conferences are in support of agency programs: *Provided further*, That appropriations hereunder shall be available for the operation and maintenance of aircraft and the purchase of not to exceed one for replacement only: *Provided further*, That of the appropriations hereunder not less than $10,526,600 shall be available to conduct marketing research: *Provided further*, That appropriations hereunder shall be available pursuant to 7 U.S.C. 2250 for the construction, alteration, and repair of buildings and improvements, but unless otherwise provided the cost of constructing any one building shall not exceed $120,000, except for headhouses connecting greenhouses which shall each be limited to $500,000, and except for ten buildings to be constructed or improved at a cost not to exceed $220,000 each, and the cost of altering any one building during the fiscal year shall not exceed 10 per centum of the current replacement value of the building or $120,000 whichever is greater: *Provided further*, That the limitations on alterations contained in this Act shall not apply to a total of $200,000 for facilities at Beltsville, Maryland: *Provided further*, That the foregoing limitations shall not apply to replacement of buildings needed to carry out 474,278,000 the Act of April 24, 1948 (21 U.S.C. 113a): *Provided further,* That the limitations on construction contained in this Act shall not apply to the establishment of a citrus germplasm clonal repository at Riverside, California: *Provided further,* That none of the funds appropriated in this Act shall be used to transfer personnel or terminate programs conducted by the Horticultural Insects Research Laboratory at the Ohio State University Agricultural Research and Development Center at Wooster, Ohio: *Provided further,* That none of the funds appropriated in this Act shall be used to terminate or reduce Federal involvement in research programs conducted at Belle Glade, Lake Alfred, or Fort Pierce, Florida.

Special fund: To provide for additional labor, subprofessional, and junior scientific help to be employed under contracts and cooperative agreements to strengthen the work at Federal research installations in the field, $2,000,000.

$2,000,000 *(reappropriation, indefinite)*

BUILDINGS AND FACILITIES

For acquisition of land, construction, repair, improvement, extension, alteration, and purchase of fixed equipment or facilities of or used by the Agricultural Research Service, where not otherwise provided, $27,725,000.

27,725,000

SCIENTIFIC ACTIVITIES OVERSEAS

(FOREIGN CURRENCY PROGRAM)

For payments in foreign currencies owed to or owned by the United States for market development research authorized by section 104(b)(1) and for agricultural and forestry research and other functions related thereto authorized by section 104(b)(3) of the Agricultural Trade Development and Assistance Act of 1954, as amended (7 U.S.C. 1704(b)(1), (3)), $5,000,000: *Provided,* That this appropriation shall be available, in addition to other appropriations for these purposes, for payments in the foregoing currencies: *Provided further,* That funds appropriated herein shall be used for payments in such foreign currencies as the Department determines are needed, and can be used most effectively to carry out the purposes of this paragraph: *Provided further,* That not to exceed $25,000 of this appropriation shall be available for payments in foreign currencies for expenses of employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), as amended by 5 U.S.C. 3109.

5,000,000

COOPERATIVE STATE RESEARCH SERVICE

For payments to agricultural experiment stations, for cooperative forestry and other research, for facilities, and for other expenses, including $152,281,000 to carry into effect the provisions of the Hatch Act approved March 2, 1887, as amended by the Act approved August 11, 1955 (7 U.S.C. 361a–361i), and further amended by Public Law 92-318 approved June 23, 1972, and further amended by Public Law 93-471 approved October 26, 1974, including administration by the United States Department of Agriculture, and penalty mail costs of agricultural experiment stations under section 6 of the Hatch Act of 1887, as amended, and payments under section 1361(c) of the Act of October 3, 1980 (7 U.S.C. 301n.); $12,702,000 for grants for cooperative forestry research under the Act approved October 10, 1962 (16 U.S.C. 582a—582a-7), as amended by Public Law 92-318 approved June 23, 1972, including administrative expenses, and payments under section 1361(c) of the Act of October 3, 1980 (7 U.S.C. 301n.); $22,844,000 for payments to the 1890 land-grant colleges, including Tuskegee Institute, for research under section 1445 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (Public Law 95-113), as amended, including administration by the United States Department of Agriculture, and penalty mail costs of the 1890 land-grant colleges, including Tuskegee Institute; $25,234,000 for contracts and grants for agricultural research under the Act of August 4, 1965, as amended (7 U.S.C. 450i); $17,000,000 for competitive research grants, including administrative expenses; $5,760,000 for the support of animal health and disease programs authorized by section 1433 of Public Law 95-113, including administrative expenses; $540,000 for grants in accordance with section 1419 of Public Law 95-113, as amended; $702,000 for research authorized by the Native Latex Commercialization and Economic Development Act of 1978; $10,000,000 for grants to upgrade 1890 land-grant college research facilities as authorized by section 1433 of Public Law 97-98, to remain available until expended; and $592,000 for necessary expenses of Cooperative State Research Service activities, including administration of payments to State agricultural experiment stations, funds for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $50,000 for employment under 5 U.S.C. 3109; in all, $247,655,000. $247,655,000

EXTENSION SERVICE

Payments to States, Puerto Rico, Guam, the Virgin Islands, American Samoa, and Micronesia: For payments for cooperative agricultural extension work under the Smith-Lever Act, as amended by the Act of June 26, 1953, the Act of August 11, 1955, the Act of October 5, 1962 (7 U.S.C. 341-349), section 506 of the Act of June 23, 1972, and the Act of September 29, 1977 (7 U.S.C. 341-349), as amended, and section 1361(c) of the Act of October 3, 1980 (7 U.S.C. 301n.), to be distributed under sections 3(b) and 3(c) of the Act, for retirement and employees' compensation costs for extension agents, and for costs of penalty mail for cooperative extension agents and State extension directors, $234,984,000; payments for the nutrition and family education program for low-income areas under section 3(d) of the Act, $60,354,000; payments for the urban gardening program under section 3(d) of the Act, $3,000,000; payments for the pest management program under section 3(d) of the Act, $7,531,000; payments for the farm safety program under section 3(d) of the Act, $1,020,000; payments for the pesticide impact assessment program under section 3(d) of the Act, $1,716,000; payments for carrying out the provisions of the Renewable Resources Extension Act of 1978, $2,000,000; payments for extension work under section 209(c) of Public Law 93-471, $983,000; payments for extension work by the colleges receiving the benefits of the second Morrill Act (7 U.S.C. 321-326, 328) and Tuskegee Institute, $17,241,000; in all, $328,829,000; of which not less than $79,400,000 is for Home Economics: *Provided*, That funds hereby appropriated pursuant to section 3(c) of the Act of June 26, 1953, and section 506 of the Act of June 23, 1972, as amended, shall not be paid to any State, Puerto Rico, Guam, or the Virgin Islands, American Samoa, and Micronesia prior to availability of an equal sum from non-Federal sources for expenditure during the current fiscal year. 328,829,000

Federal administration and coordination: For administration of the Smith-Lever Act, as amended by the Act of June 26, 1953, the Act of August 11, 1955, the Act of October 5, 1962, section 506 of the Act of June 23, 1972, section 209(d) of Public Law 93-471, and the Act of September 29, 1977 (7 U.S.C. 341-349), as amended, and section 1361(c) of the Act of October 3, 1980 (7 U.S.C. 301n.), and to coordinate and provide program leadership for the extension work of the Department and the several States and insular possessions, $5,511,000; of which not less than $2,300,000 is for Home Economics. 5,511,000

[*Total, Extension Activities, $334,340,000.*]

National Agricultural Library

For necessary expenses of the National Agricultural Library, $9,873,000: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $35,000 shall be available for employment under 5 U.S.C. 3109: *Provided further*, That not to exceed $575,000 shall be available pursuant to 7 U.S.C. 2250 for the alteration and repair of buildings and improvements.

$9,873,000

[*Total, Research and Extension, $1,100,871,000.*]

Animal and Plant Health Inspection Service

SALARIES AND EXPENSES

For expenses, not otherwise provided for, including those pursuant to the Act of February 28, 1947, as amended (21 U.S.C. 114b–c), necessary to prevent, control, and eradicate pests and plant and animal diseases; to carry out inspection, quarantine, and regulatory activities; and to protect the environment, as authorized by law, $263,238,000; of which $1,000,000 shall be available for the control of outbreaks of insects, plant diseases and animal diseases to the extent necessary to meet emergency conditions: *Provided*, That $1,000,000 of the funds for control of the fire ant shall be placed in reserve for matching purposes with States which may come into the program: *Provided further*, That no funds shall be used to formulate or administer a brucellosis eradication program for the current fiscal year that does not require minimum matching by the States of at least 40 per centum: *Provided further*, That this appropriation shall be available for field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $40,000 shall be available for employment under 5 U.S.C. 3109: *Provided further*, That this appropriation shall be available for the operation and maintenance of aircraft and the purchase of not to exceed two, of which one shall be for replacement only: *Provided further*, That, in addition, in emergencies which threaten any segment of the agricultural production industry of this country, the Secretary may transfer from other appropriations or funds available to the agencies or corporations of the Department such sums as he may deem necessary, to be available only in such emergencies for the arrest and eradication of contagious or infectious diseases or pests of animals, poultry, or plants, and for expenses in accordance with the Act of February 28, 1947, as amended, and section 102 of the Act of September 21, 1944, as amended, and any unexpended balances of funds transferred for such emergency purposes in the next preceding fiscal year shall be merged with such transferred amounts.

263,238,000

BUILDINGS AND FACILITIES

For plans, construction, repair, extension, alterations, purchase and improvement of fixed equipment or facilities, $2,386,000: *Provided*, That this appropriation shall be available pursuant to 7 U.S.C. 2250 for the construction, alteration, and repair of buildings and improvements: *Provided further*, That unless otherwise provided, the cost of constructing any one building (except greenhouses) shall not exceed $120,000, and four buildings to be constructed or improved at a cost not to exceed $240,000 each: *Provided further*, That the cost of altering any one building during the fiscal year shall not exceed 10 per centum of the current replacement value of the building or $100,000 whichever is greater: *Provided further*, That

2,386,000

this appropriation shall be available for acquisition of lands by donation, exchange, or purchase at a nominal cost not to exceed $100.

[*Total, Animal and Plant Health Inspection Service, $265,624,000.*]

Food Safety and Inspection Service

For necessary expenses to carry on services to ensure that the Nation's commercial supply of meat and poultry products is safe, wholesome, and correctly labeled, as authorized by the Federal Meat Inspection Act, as amended, and the Poultry Products Inspection Act, as amended, $333,696,000: *Provided,* That this appropriation shall be available for field employment pursuant to section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $75,000 shall be available for employment under 5 U.S.C. 3109: *Provided further,* That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the construction, alteration, and repair of buildings and improvements, but, unless otherwise provided, the cost of constructing any one building shall not exceed $90,000, except for two buildings to be constructed or improved at a cost not to exceed $150,000, and the cost of altering any one building during the fiscal year shall not exceed 10 per centum of the current replacement value of the building.

$333,696,000

Economic Research Service

For necessary expenses of the Economic Research Service in conducting economic research and service relating to agricultural production, marketing, and distribution, as authorized by the Agricultural Marketing Act of 1946 (7 U.S.C. 1621–1627), and other laws, including economics of marketing; analyses relating to farm prices, income and population, and demand for farm products, use of resources in agriculture, adjustments, costs and returns in farming, and farm finance; research relating to the economic and marketing aspects of farmer cooperatives; and for analyses of supply and demand for farm products in foreign countries and their effect on prospects for United States exports, progress in economic development and its relation to sales of farm products, assembly and analysis of agricultural trade statistics and analysis of international financial and monetary programs and policies as they affect the competitive position of United States farm products; $43,841,000; of which not less than $200,000 shall be available for investigation, determination and finding as to the effect upon the production of food and upon the agricultural economy of any proposed action affecting such subject matter pending before the Administrator of the Environmental Protection Agency for presentation, in the public interest, before said Administrator, other agencies or before the courts: *Provided,* That not less than $350,000 of the funds contained in this appropriation shall be available to continue to gather statistics and conduct a special study on the price spread between the farmer and consumer: *Provided further,* That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $75,000 shall be available for employment under 5 U.S.C. 3109: *Provided further,* That not less than $145,000 of the funds contained in this appropriation shall be available for analysis of statistics and related facts on foreign production and full and complete information on methods used by other countries to move farm commodities in world trade on a competitive basis.

43,841,000

Statistical Reporting Service

For necessary expenses of the Statistical Reporting Service in conducting statistical reporting and service work, including crop and livestock estimates, statistical coordination and improvements, and marketing surveys, as authorized by the Agricultural Marketing Act of 1946 (7 U.S.C. 1621-1627) and other laws, $53,903,000: *Provided*, That no part of the funds herein appropriated shall be available for any expense incident to publishing estimates of apple production for other than the commercial crop: *Provided further*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $40,000 shall be available for employment under 5 U.S.C. 3109.

$53,903,000

Agricultural Cooperative Service

For necessary expenses to carry out the Cooperative Marketing Act of July 2, 1926 (7 U.S.C. 451-457), and for activities relating to the marketing aspects of cooperatives, including economic research and analysis and the application of economic research findings, as authorized by the Agricultural Marketing Act of 1946 (7 U.S.C. 1621-1627), and for activities with institutions or organizations throughout the world concerning the development and operation of agricultural cooperatives (7 U.S.C. 3291), $4,639,000; of which $139,000 shall be available for a field office in Hawaii: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $15,000 shall be available for employment under 5 U.S.C. 3109.

4,639,000

World Agricultural Outlook Board

For necessary expenses of the World Agricultural Outlook Board to coordinate and review all commodity and aggregate agricultural and food data used to develop outlook and situation material within the Department of Agriculture, as authorized by the Agricultural Marketing Act of 1946 (7 U.S.C. 1622g), $1,500,000: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $75,000 shall be available for employment under 5 U.S.C. 3109.

1,500,000

Agricultural Marketing Service

MARKETING SERVICES

For necessary expenses to carry on services related to consumer protection, agricultural marketing and distribution and regulatory programs as authorized by law, and for administration and coordination of payments to States; including field employment pursuant to section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $70,000 for employment under 5 U.S.C. 3109, $30,729,000; of which not less than $1,543,000 shall be available for the Wholesale Market Development Program for the design and development of wholesale and farmer market facilities for the major metropolitan areas of the country: *Provided*, That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but, unless otherwise provided, the cost of altering any one building during the fiscal year shall not exceed 10 per centum of the current replacement value of the building.

30,729,000

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed $30,910,000 (from fees collected) shall be obligated during the current fiscal year for administrative expenses.

$30,910,000 (from fees collected)

FUNDS FOR STRENGTHENING MARKETS, INCOME, AND SUPPLY

(SECTION 32)

Funds available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c) shall be used only for commodity program expenses as authorized therein, and other related operating expenses, except for: (1) transfers to the Department of Commerce as authorized by the Fish and Wildlife Act of August 8, 1956; (2) transfers otherwise provided in this Act; and (3) not more than $5,840,000 for formulation and administration of marketing agreements and orders pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and the Agricultural Act of 1961.

5,840,000 (by transfer)

PAYMENTS TO STATES AND POSSESSIONS

For payments to departments of agriculture, bureaus and departments of markets, and similar agencies for marketing activities under section 204(b) of the Agricultural Marketing Act of 1946 (7 U.S.C. 1623(b)), $1,000,000.

1,000,000

OFFICE OF TRANSPORTATION

For necessary expenses to carry on services related to agricultural transportation programs as authorized by law; including field employment pursuant to section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $20,000 for employment under 5 U.S.C. 3109, $2,523,000: *Provided,* That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but, unless otherwise provided, the cost of altering any one building during the fiscal year shall not exceed 10 per centum of the current replacement value of the building.

2,523,000

[*Total, Agricultural Marketing Service, $34,252,000.*]

PACKERS AND STOCKYARDS ADMINISTRATION

For necessary expenses for administration of the Packers and Stockyards Act, as authorized by law, including field employment pursuant to section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $5,000 for employment under 5 U.S.C. 3109, $9,013,000.

9,013,000

[*Total, Production, Processing and Marketing, $1,993,783,000.*]

FARM INCOME STABILIZATION

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

SALARIES AND EXPENSES

For necessary administrative expenses of the Agricultural Stabilization and Conservation Service, including expenses to formulate and carry out programs authorized by title III of the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1301–1393); the Agricultural Act of 1949, as amended (7 U.S.C. 1421 et seq.); sections 7 to 15, 16(a), 16(f), and 17 of the Soil Conservation and Domestic Allotment Act, as amended and supplemented (16 U.S.C. 590g–590o, 590p(a), 590p(f), and 590q); sections 1001 to 1008 and 1010 of the Agricultural Act of 1970 as added by the Agriculture and Consumer Protection Act of 1973 (16 U.S.C. 1501 to 1508 and 1510); the Water

Bank Act, as amended (16 U.S.C. 1301-1311); the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2101); sections 401, 402, and 404 to 406 of the Agricultural Credit Act of 1978 (16 U.S.C. 2201 to 2205); and laws pertaining to the Commodity Credit Corporation, $51,986,000: *Provided*, That, in addition, not to exceed $358,193,000 may be transferred to and merged with this appropriation from the Commodity Credit Corporation fund for a total of $410,179,000: *Provided further*, That other funds made available to the Agricultural Stabilization and Conservation Service for authorized activities may be advanced to and merged with this appropriation: *Provided further*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $100,000 shall be available for employment under 5 U.S.C. 3109: *Provided further*, That no part of the funds appropriated or made available under this Act shall be used (1) to influence the vote in any referendum; (2) to influence agricultural legislation, except as permitted in 18 U.S.C. 1913; or (3) for salaries or other expenses of members of county and community committees established pursuant to section 8(b) of the Soil Conservation and Domestic Allotment Act, as amended, for engaging in any activities other than advisory and supervisory duties and delegated program functions prescribed in administrative regulations.

$51,986,000
358,193,000
(by transfer)

DAIRY INDEMNITY PROGRAM

For necessary expenses involved in making indemnity payments to dairy farmers for milk or cows producing such milk and manufacturers of dairy products who have been directed to remove their milk or dairy products from commercial markets because it contained residues of chemicals registered and approved for use by the Federal Government, and in making indemnity payments for milk, or cows producing such milk, at a fair market value to any dairy farmer who is directed to remove his milk from commercial markets because of (1) the presence of products of nuclear radiation or fallout if such contamination is not due to the fault of the farmer, or (2) residues of chemicals or toxic substances not included under the first sentence of the Act of August 13, 1968, as amended (7 U.S.C. 450j), if such chemicals or toxic substances were not used in a manner contrary to applicable regulations or labeling instructions provided at the time of use and the contamination is not due to the fault of the farmer, $1,800,000: *Provided*, That none of the funds contained in this Act shall be used to make indemnity payments to any farmer whose milk was removed from commercial markets as a result of his willful failure to follow procedures prescribed by the Federal Government.

1,800,000

[Total, Agricultural Stabilization and Conservation Service:
[New budget (obligational) authority .... *$53,786,000.*]
[By transfer .... *358,193,000.*]

CORPORATIONS

The following corporations and agencies are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the current fiscal year for such corporation or agency, except as hereinafter provided:

FEDERAL CROP INSURANCE CORPORATION

ADMINISTRATIVE AND OPERATING EXPENSES

For administrative and operating expenses, as authorized by the Federal Crop Insurance Act, as amended (7 U.S.C. 1516),
$200,000,000: *Provided,* That not to exceed $700 shall be available for official reception and representation expenses, as authorized by 7 U.S.C. 1506(i). $200,000,000

FEDERAL CROP INSURANCE CORPORATION FUND

For payments as authorized by section 508(b) of the Federal Crop
Insurance Act, as amended, $85,117,000, and for an additional 85,117,000
amount of $20,251,000, to reimburse the Federal Crop Insurance 20,251,000
Corporation Fund for agents' commission obligations incurred
during prior years, but not previously reimbursed, and for an addi-
tional amount of $4,632,000 to reimburse the Federal Crop Insur- 4,632,000
ance Corporation Fund for loss adjustment costs incurred during
prior years, but not previously reimbursed, as provided for under
the provisions of section 516(a) of the Act.

[Total, Federal Crop Insurance Corporation fund, $110,000,000.]

[Total, Federal Crop Insurance Corporation, $310,000,000.]

COMMODITY CREDIT CORPORATION

REIMBURSEMENT FOR NET REALIZED LOSSES

To reimburse the Commodity Credit Corporation for net realized losses sustained, but not previously reimbursed, pursuant to the Act of August 17, 1961 (15 U.S.C. 713a-11, 713a-12), $9,673,636,000. 9,673,636,000

[Total, Farm Income Stabilization:	
[New budget (obligational) authority (definite appropriations)	*$10,037,422,000.]*
[By transfer	*358,193,000.]*
[Total, title I, Agricultural Programs:	
[New budget (obligational) authority	*$12,031,205,000.]*
[Definite appropriations	*12,029,205,000.]*
[Indefinite appropriations	*2,000,000.]*
[By transfer	*380,124,000.]*
[Limitation on obligations	*66,910,000.]*

TITLE II—RURAL DEVELOPMENT PROGRAMS

RURAL DEVELOPMENT ASSISTANCE

OFFICE OF RURAL DEVELOPMENT POLICY

For necessary expenses, not otherwise provided for, of the Office of Rural Development Policy in providing leadership, coordination, and related services in carrying out the rural development activities of the Department of Agriculture, as authorized by section 603 of the Rural Development Act of 1972, as amended (7 U.S.C. 2204b); section 2 of the Rural Development Policy Act of 1980 (7 U.S.C. 1921), and grants pursuant to the Consolidated Farm and Rural Development Act, as amended (7 U.S.C. 1926(a)(11) and 7 U.S.C. 1932(c)),

$2,000,000: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $5,000 of this appropriation shall be available for employment under 5 U.S.C. 3109.

$2,000,000

FARMERS HOME ADMINISTRATION

RURAL HOUSING INSURANCE FUND

For direct loans and related advances pursuant to section 517(m) of the Housing Act of 1949, as amended, $24,000,000 shall be available from funds in the Rural Housing Insurance Fund, and for insured loans as authorized by title V of the Housing Act of 1949, as amended, $3,261,000,000; of which not less than $3,260,000,000 shall be available for subsidized interest loans to low-income borrowers as determined by the Secretary, and for subsequent loans to existing borrowers or to purchasers under assumption agreements or credit sales; and not to exceed $10,000,000 to enter into collection and servicing contracts pursuant to the provisions of section 3(f)(3) of the Federal Claims Act of 1966 (31 U.S.C. 952).

24,000,000 (loan authorization)

3,261,000,000 (loan authorization)

10,000,000 (limitation on obligations)

During fiscal year 1984, no more than 6,000 units may be assisted under rental assistance agreements entered into or extended during the year pursuant to authority under section 521(a)(2) of the Housing Act of 1949, as amended, and the total new obligation incurred over the life of these agreements shall not exceed $62,000,000 to be added to and merged with the authority provided for this purpose in prior fiscal years: *Provided*, That the life of the agreements entered into or extended during fiscal year 1984 shall not exceed five years.

62,000,000 (loan authorization)

For an additional amount to reimburse the Rural Housing Insurance Fund for interest subsidies and losses sustained in prior years, but not previously reimbursed, in carrying out the provisions of title V of the Housing Act of 1949, as amended (42 U.S.C. 1483, 1487e, and 1490a(c)), including $3,437,000 as authorized by section 521(c) of the Act, $1,508,082,000, and for an additional amount as authorized by section 521(c) of the Act as may be necessary to reimburse the fund to carry out a rental assistance program under section 521(a)(2) of the Housing Act of 1949, as amended.

1,508,082,000

[*Total, Rural Housing Insurance Fund:*
  [*New budget (obligational) authority (definite appropriations)* .... *$1,508,082,000.*]
  [*Loan authorization* .... *3,347,000,000.*]
  [*Limitation on obligations* .... *10,000,000.*]

AGRICULTURAL CREDIT INSURANCE FUND

Loans may be insured, or made to be sold and insured, under this fund in accordance with and subject to the provisions of 7 U.S.C. 1928–1929, or guaranteed, as follows: real estate loans, $718,000,000, including not less than $675,000,000 for farm ownership loans of which $50,000,000 shall be guaranteed loans; and not less than $31,000,000 for water development, use, and conservation loans of which $6,000,000 shall be guaranteed loans; operating loans, $1,910,000,000 of which $100,000,000 shall be guaranteed loans; and emergency insured and guaranteed loans in amounts necessary to meet the needs resulting from natural disasters.

718,000,000 (loan authorization)

1,910,000,000 (loan authorization)

1,540,000,000 (loan authorization, indefinite)

For an additional amount to reimburse the Agricultural Credit Insurance Fund for interest subsidies and losses sustained in prior years, but not previously reimbursed, in carrying out the provisions of the Consolidated Farm and Rural Development Act, as amended (7 U.S.C. 1988(a)), $895,522,000. $895,522,000

[*Total, Agricultural Credit Insurance Fund:*
[*New budget (obligational) authority (definite appropriations)* .... *$895,522,000.*]
[*Loan authorization* .... *2,628,000,000.*]
[*Loan authorization (indefinite)* .... *1,540,000,000.*]

RURAL DEVELOPMENT INSURANCE FUND

For loans to be insured, or made to be sold and insured, under this fund in accordance with and subject to the provisions of 7 U.S.C. 1928 and 86 Stat. 661–664, as follows: insured water and sewer facility loans, $270,000,000; guaranteed industrial development loans, $300,000,000; and insured community facility loans, $130,000,000.

270,000,000 (loan authorization)
300,000,000 (loan authorization)
130,000,000 (loan authorization)

For an additional amount to reimburse the Rural Development Insurance Fund for interest subsidies and losses sustained in prior years, but not previously reimbursed, in carrying out the provisions of the Consolidated Farm and Rural Development Act, as amended (7 U.S.C. 1988(a)), $477,829,000. 477,829,000

[*Total, Rural Development Insurance Fund:*
[*New budget (obligational) authority (definite appropriations)* .... *$477,829,000.*]
[*Loan authorization* .... *700,000,000.*]

RURAL WATER AND WASTE DISPOSAL GRANTS

For grants pursuant to sections 306(a)(2) and 306(a)(6) of the Consolidated Farm and Rural Development Act, as amended (7 U.S.C. 1926), $90,000,000, to remain available until expended, pursuant to section 306(d) of the above Act. 90,000,000

VERY LOW-INCOME HOUSING REPAIR GRANTS

For grants to the very low-income elderly for essential repairs to dwellings pursuant to section 504 of the Housing Act of 1949, as amended, $12,500,000. 12,500,000

RURAL HOUSING FOR DOMESTIC FARM LABOR

For financial assistance to eligible nonprofit organizations for housing for domestic farm labor pursuant to section 516 of the Housing Act of 1949, as amended (42 U.S.C. 1486), $4,393,000. 4,393,000

MUTUAL AND SELF-HELP HOUSING

For grants and contracts pursuant to section 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C. 1940(c)), $6,000,000. 6,000,000

RURAL COMMUNITY FIRE PROTECTION GRANTS

For grants pursuant to section 7 of the Cooperative Forestry Assistance Act of 1978 (Public Law 95–313), $3,250,000 to fund up to 50 per centum of the cost of organizing, training, and equipping rural volunteer fire departments. 3,250,000

COMPENSATION FOR CONSTRUCTION DEFECTS

For compensation for construction defects as authorized by section 509(c) of the Housing Act of 1949, as amended, $2,000,000.

$2,000,000

RURAL RENTAL ASSISTANCE PAYMENTS

For new rental assistance agreements entered into during fiscal year 1984 pursuant to authority under section 521(a)(2) of the Housing Act of 1949, as amended, $49,000,000. During fiscal year 1984, no more than 4,750 new units may be assisted under the agreements entered into during that year, and the total costs incurred over the life of these agreements shall not exceed the amount appropriated: *Provided*, That the life of the agreements entered into or extended during fiscal year 1984 shall not exceed five years.

49,000,000

SALARIES AND EXPENSES

For necessary expenses of the Farmers Home Administration, not otherwise provided for, in administering the programs authorized by the Consolidated Farm and Rural Development Act (7 U.S.C. 1921-1995), as amended; title V of the Housing Act of 1949, as amended (42 U.S.C. 1471-1490h); the Rural Rehabilitation Corporation Trust Liquidation Act, approved May 3, 1950 (40 U.S.C. 440-444), for administering the loan program authorized by title III A of the Economic Opportunity Act of 1964 (Public Law 88-452 approved August 20, 1964), as amended, and such other programs for which Farmers Home Administration has the responsibility for administering, $327,149,000, together with not more than $3,000,000 of the charges collected in connection with the insurance of loans as authorized by section 309(e) of the Consolidated Farm and Rural Development Act, as amended, and section 517(i) of the Housing Act of 1949, as amended, or in connection with charges made on borrowers under section 502(a) of the Housing Act of 1949, as amended: *Provided*, That, in addition, not to exceed $1,000,000 of the funds available for the various programs administered by this agency may be transferred to this appropriation for temporary field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), to meet unusual or heavy workload increases: *Provided further*, That not to exceed $500,000 of this appropriation may be used for employment under 5 U.S.C. 3109: *Provided further*, That, in addition to any other authority that the Secretary may have to defer principal and interest and forego foreclosure, the Secretary may permit, at the request of the borrower, the deferral of principal and interest on any outstanding loan made, insured, or held by the Secretary under this title, or under the provisions of any other law administered by the Farmers Home Administration, and may forego foreclosure of any such loan, for such period as the Secretary deems necessary upon a showing by the borrower that due to circumstances beyond the borrower's control, the borrower is temporarily unable to continue making payments of such principal and interest when due without unduly impairing the standard of living of the borrower. The Secretary may permit interest that accrues during the deferral period on any loan deferred under this section to bear no interest during or after such period: *Provided further*, That, if the security instrument securing such loan is foreclosed, such interest as is included in the purchase price at such foreclosure shall become part of the principal and draw interest from the date of foreclosure at the rate prescribed by law.

327,149,000
3,000,000
(by transfer)

1,000,000
(by transfer)

[*Total, Farmers Home Administration, $3,375,725,000.*]

RURAL ELECTRIFICATION ADMINISTRATION

To carry into effect the provisions of the Rural Electrification Act of 1936, as amended (7 U.S.C. 901-950(b)), as follows:

RURAL ELECTRIFICATION AND TELEPHONE REVOLVING FUND LOAN AUTHORIZATIONS

Insured loans pursuant to the authority of section 305 of the Rural Electrification Act of 1936, as amended (7 U.S.C. 935), shall be made as follows: rural electrification loans, not less than $850,000,000 nor more than $1,100,000,000; and rural telephone loans, not less than $250,000,000 nor more than $325,000,000; to remain available until expended: *Provided*, That loans made pursuant to section 306 of that Act are in addition to these amounts but during 1984 total commitments to guarantee loans pursuant to section 306 shall be not less than $3,360,000,000 nor more than $4,145,000,000 of contingent liability for total loan principal: *Provided further*, That as a condition of approval of insured electric loans during fiscal year 1984, borrowers shall obtain concurrent supplemental financing in accordance with the applicable criteria and ratios in effect as of July 15, 1982.

[1] *$850,000,000 (loan authorization)*

[1] *250,000,000 (loan authorization)*

[1] *3,360,000,000 (loan authorization)*

For an additional amount to reimburse the rural electrification and telephone revolving fund for interest subsidies and losses sustained in prior years, but not previously reimbursed, in carrying out the provisions of the Rural Electrification Act of 1936, as amended (7 U.S.C. 901-950(b)), $197,862,000. [1] *197,862,000*

RURAL TELEPHONE BANK

For the purchase of Class A stock of the Rural Telephone Bank, $30,000,000, to remain available until expended (7 U.S.C. 901-950(b)). [1] *30,000,000*

The Rural Telephone Bank is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to such corporation in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out its authorized programs for the current fiscal year. During 1984, and within the resources and authority available, gross obligations for the principal amount of direct loans shall be not less than $185,000,000 nor more than $220,000,000. [1] *185,000,000*

RURAL COMMUNICATION DEVELOPMENT FUND

To reimburse the Rural Communication Development Fund for interest subsidies and losses sustained in prior years, but not previously reimbursed, in making Community Antenna Television loans and loan guarantees under sections 306 and 310B of the Consolidated Farm and Rural Development Act, as amended, $375,000. 375,000

SALARIES AND EXPENSES

For administrative expenses to carry out the provisions of the Rural Electrification Act of 1936, as amended (7 U.S.C. 901-950(b)), and to administer the loan and loan guarantee programs for Community Antenna Television facilities as authorized by the Consolidated Farm and Rural Development Act (7 U.S.C. 1921-1995), and for which commitments were made prior to fiscal year 1984, including not to exceed $7,000 for financial and credit reports and $5,000 for the translation of publications into foreign languages, funds for employment pursuant to the second sentence of section 706(a) of the

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[1] Excluded from budget totals by Public Law 93-32.

Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $150,000 for employment under 5 U.S.C. 3109, $29,585,000. $29,585,000

[Total, Rural Electrification Administration, $29,960,000]
[Total, Rural Development Assistance:

[New budget (obligational) authority (definite appropriations)	*$3,407,685,000.]*
[By transfer	*4,000,000.]*
[Loan authorization	*6,675,000,000.]*
[Loan authorization (indefinite)	*1,540,000,000.]*
[Limitation on obligations	*10,000,000.]*

Conservation

Soil Conservation Service

CONSERVATION OPERATIONS

For necessary expenses for carrying out the provisions of the Act of April 27, 1935 (16 U.S.C. 590a–590f) including preparation of conservation plans and establishment of measures to conserve soil and water (including farm irrigation and land drainage and such special measures for soil and water management as may be necessary to prevent floods and the siltation of reservoirs and to control agricultural related pollutants); operation of conservation plant materials centers; classification and mapping of soil; dissemination of information; acquisition of lands by donation, exchange, or purchase at a nominal cost not to exceed $100; purchase and erection or alteration or improvement of permanent and temporary buildings; and operation and maintenance of aircraft, $346,947,000; of which not less than $3,843,000 is for snow survey and water forecasting and not less than $3,895,000 is for operation of the plant materials centers: *Provided,* That the cost of any permanent building purchased, erected, or as improved, exclusive of the cost of constructing a water supply or sanitary system and connecting the same to any such building and with the exception of buildings acquired in conjunction with land being purchased for other purposes, shall not exceed $10,000, except for one building to be constructed at a cost not to exceed $100,000 and eight buildings to be constructed or improved at a cost not to exceed $50,000 per building and except that alterations or improvements to other existing permanent buildings costing $5,000 or more may be made in any fiscal year in an amount not to exceed $2,000 per building: *Provided further,* That when buildings or other structures are erected on non-Federal land that right to use such land is obtained as provided in 7 U.S.C. 2250a: *Provided further,* That no part of this appropriation may be expended for soil and water conservation operations under the Act of April 27, 1935 (16 U.S.C. 590a–590f) in demonstration projects: *Provided further,* That this appropriation shall be available for field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225) and not to exceed $25,000 shall be available for employment under 5 U.S.C. 3109: *Provided further,* That qualified local engineers may be temporarily employed at per diem rates to perform the technical planning work of the Service.

346,947,000

RIVER BASIN SURVEYS AND INVESTIGATIONS

For necessary expenses to conduct research, investigations, and surveys of the watersheds of rivers and other waterways, in accordance with section 6 of the Watershed Protection and Flood Prevention Act approved August 4, 1954, as amended (16 U.S.C. 1006–1009), $15,619,000: *Provided,* That this appropriation shall be available for field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $60,000 shall be available for employment under 5 U.S.C. 3109.

15,619,000

WATERSHED PLANNING

For necessary expenses for small watershed investigations and planning, in accordance with the Watershed Protection and Flood Prevention Act, as amended (16 U.S.C. 1001-1008), $8,675,000: *Provided,* That this appropriation shall be available for field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $50,000 shall be available for employment under 5 U.S.C. 3109.

$8,675,000

WATERSHED AND FLOOD PREVENTION OPERATIONS

For necessary expenses to carry out preventive measures, including but not limited to research, engineering operations, methods of cultivation, the growing of vegetation, rehabilitation of existing works and changes in use of land, in accordance with the Watershed Protection and Flood Prevention Act approved August 4, 1954, as amended (16 U.S.C. 1001-1005, 1007-1009), the provisions of the Act of April 27, 1935 (16 U.S.C. 590a-f), and in accordance with the provisions of laws relating to the activities of the Department, $183,200,000 (of which $23,200,000 shall be available for the watersheds authorized under the Flood Control Act approved June 22, 1936 (33 U.S.C. 701, 16 U.S.C. 1006a), as amended and supplemented): *Provided,* That this appropriation shall be available for field employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $10,000,000 shall be available for emergency measures as provided by sections 403-405 of the Agricultural Credit Act of 1978 (16 U.S.C. 2203-2205), and not to exceed $200,000 shall be available for employment under 5 U.S.C. 3109: *Provided further,* That $26,000,000 in loans may be insured, or made to be sold and insured, under the Agricultural Credit Insurance Fund of the Farmers Home Administration (86 Stat. 663): *Provided further,* That not to exceed $1,000,000 of this appropriation is available to carry out the purposes of the Endangered Species Act of 1973 (Public Law 93-205), as amended, including cooperative efforts as contemplated by that Act to relocate endangered or threatened species to other suitable habitats as may be necessary to expedite project construction.

183,200,000

26,000,000
(loan authorization)

RESOURCE CONSERVATION AND DEVELOPMENT

For necessary expenses in planning and carrying out projects for resource conservation and development and for sound land use pursuant to the provisions of section 32(e) of title III of the Bankhead-Jones Farm Tenant Act, as amended (7 U.S.C. 1010-1011; 76 Stat. 607), and the provisions of the Act of April 27, 1935 (16 U.S.C. 590a-f), and the provisions of the Agriculture and Food Act of 1981 (16 U.S.C. 3451-3461), $26,000,000: *Provided,* That $4,000,000 in loans may be insured, or made to be sold and insured, under the Agricultural Credit Insurance Fund of the Farmers Home Administration (86 Stat. 663): *Provided further,* That this appropriation shall be available for field employment pursuant to the second sentence of section 706~~(a) of~~ the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $50,000 shall be available for employment under 5 U.S.C. 3109.

26,000,000
4,000,000
(loan authorization)

GREAT PLAINS CONSERVATION PROGRAM

For necessary expenses to carry into effect a program of conservation in the Great Plains area, pursuant to section 16(b) of the Soil Conservation and Domestic Allotment Act, as added by the Act of August 7, 1956, as amended (16 U.S.C. 590p(b)), $21,315,000, to remain available until expended.

21,315,000

[*Total, Soil Conservation Service, $601,756,000.*]

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

AGRICULTURAL CONSERVATION PROGRAM

For necessary expenses to carry into effect the program authorized in sections 7 to 15, 16(a), 16(f), and 17 of the Soil Conservation and Domestic Allotment Act approved February 29, 1936, as amended and supplemented (16 U.S.C. 590g–590o, 590p(a), 590p(f), and 590q), and sections 1001–1008, and 1010 of the Agricultural Act of 1970, as added by the Agriculture and Consumer Protection Act of 1973 (16 U.S.C. 1501–1508, and 1510), and including not to exceed $15,000 for the preparation and display of exhibits, including such displays at State, interstate, and international fairs within the United States, $190,000,000, to remain available until expended for agreements, excluding administration but including technical assistance and related expenses, except that no participant in the Agricultural Conservation Program shall receive more than $3,500, except where the participants from two or more farms or ranches join to carry out approved practices designed to conserve or improve the agricultural resources of the community: *Provided,* That no portion of the funds for the current year's program may be utilized to provide financial or technical assistance for drainage on wetlands now designated as Wetlands Types 3 (III) through 20 (XX) in United States Department of the Interior, Fish and Wildlife Circular 39, Wetlands of the United States, 1956: *Provided further,* That such amounts shall be available for the purchase of seeds, fertilizers, lime, trees, or any other conservation materials, or any soil-terracing services, and making grants thereof to agricultural producers to aid them in carrying out approved farming practices as authorized by the Soil Conservation and Domestic Allotment Act, as amended, as determined and recommended by the county committees, approved by the State committees and the Secretary, under programs provided for herein: *Provided further,* That such assistance will not be used for carrying out measures and practices that are primarily production-oriented or that have little or no conservation or pollution abatement benefits: *Provided further,* That not to exceed 5 per centum of the allocation for the current year's program for any county may, on the recommendation of such county committee and approval of the State committee, be withheld and allotted to the Soil Conservation Service for services of its technicians in formulating and carrying out the Agricultural Conservation Program in the participating counties, and shall not be utilized by the Soil Conservation Service for any purpose other than technical and other assistance in such counties, and in addition, on the recommendation of such county committee and approval of the State committee, not to exceed 1 per centum may be made available to any other Federal, State, or local public agency for the same purpose and under the same conditions: *Provided further,* That for the current year's program, $2,500,000 shall be available for technical assistance in formulating and carrying out rural environmental practices: *Provided further,* That no part of any funds available to the Department, or any bureau, office, corporation, or other agency constituting a part of such Department, shall be used in the current fiscal year for the payment of salary or travel expenses of any person who has been convicted of violating the Act entitled "An Act to prevent pernicious political activities" approved August 2, 1939, as amended, or who has been found in accordance with the provisions of title 18 U.S.C. 1913 to have violated or attempted to violate such section which prohibits the use of Federal appropriations for the payment of personal services or other expenses designed to influence in any manner a Member of Congress to favor or oppose any legislation or appropriation by Congress except upon request of any Member or through the proper official channels. $190,000,000

FORESTRY INCENTIVES PROGRAM

For necessary expenses, not otherwise provided for, to carry out the program of forestry incentives, as authorized in the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2101), including technical assistance and related expenses, $12,500,000, to remain available until expended, as authorized by that Act.

$12,500,000

WATER BANK PROGRAM

For necessary expenses to carry into effect the provisions of the Water Bank Act (16 U.S.C. 1301-1311), $8,800,000, to remain available until expended.

8,800,000

[Total, Agricultural Stabilization and Conservation Service, $211,300,000.]

[Total, Conservation:	
[New budget (obligational) authority (definite appropriations)	*$813,056,000.]*
[Loan authorization	*30,000,000.]*
[Total, title II, Rural Development Programs:	
[New budget (obligational) authority (definite appropriations)	*$4,220,741,000.]*
[By transfer	*4,000,000.]*
[Loan authorization	*6,705,000,000.]*
[Loan authorization (indefinite)	*1,540,000,000.]*
[Limitation on obligations	*10,000,000.]*

TITLE III—DOMESTIC FOOD PROGRAMS

FOOD AND NUTRITION SERVICE

CHILD NUTRITION PROGRAMS

For necessary expenses to carry out the National School Lunch Act (42 U.S.C. 1751-1761, and 1766), and the applicable provisions other than section 3 of the Child Nutrition Act of 1966 (42 U.S.C. 1773-1785, and 1788); $3,013,214,000 for the period October 1, 1983 through August 15, 1984; of which $705,919,000 is hereby appropriated, and $2,307,295,000 shall be derived by transfer from funds available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c): *Provided,* That funds provided herein shall remain available until September 30, 1985: *Provided further,* That $6,000,000 shall be used to conduct an extension of the ongoing school lunch pilot project study of alternative means of providing assistance under the school lunch program by distributing all cash and all letters of credit in lieu of commodities: *Provided further,* That such extended study shall be conducted for the school year 1984-85: *Provided further,* That funds appropriated for the purpose of section 7 of the Child Nutrition Act of 1966 shall be allocated among the States but the distribution of such funds to an individual State is contingent upon that State's agreement to participate in studies and surveys of programs authorized under the National School Lunch Act and the Child Nutrition Act of 1966, when such studies and surveys have been directed by the Congress and requested by the Secretary of Agriculture: *Provided further,* That if the Secretary of Agriculture determines that a State's administration of any program under the National School Lunch Act or the Child Nutrition Act of 1966 (other than section 17), or the regulations issued pursuant to these Acts, is seriously deficient, and the State fails to correct the deficiency within a specified period of time, the Secretary may withhold from the State some or all of the funds allocated to the State under section 7 of the Child Nutrition Act of 1966 and under section 13(k)(1) of the National School Lunch Act; upon a subsequent deter-

705,919,000
2,307,295,000
(by transfer)

mination by the Secretary that the programs are operated in an acceptable manner some or all of the funds withheld may be allocated: *Provided further,* That if the funds available for Nutrition Education and Training grants authorized under section 19 of the Child Nutrition Act of 1966, as amended, require a ratable reduction in those grants, the minimum grant for each State shall be $50,000: *Provided further,* That only final reimbursement claims for service of meals, supplements, and milk submitted to State agencies by eligible schools, summer camps, institutions, and service institutions within sixty days following the month for which the reimbursement is claimed shall be eligible for reimbursement from funds appropriated under this Act. States may receive program funds appropriated under this Act for meals, supplements, and milk served during any month only if the final program operations report for such month is submitted to the Department within ninety days following that month. Exceptions to these claims or reports submission requirements may be made at the discretion of the Secretary.

SPECIAL MILK PROGRAM

For necessary expenses to carry out the special milk program, as authorized by section 3 of the Child Nutrition Act of 1966 (42 U.S.C. 1772), $11,920,000; to remain available until September 30, 1985: *Provided,* That only final reimbursement claims for milk submitted to State agencies within sixty days following the month for which the reimbursement is claimed shall be eligible for reimbursement from funds appropriated under this Act. States may receive program funds appropriated under this Act only if the final program operations report for such month is submitted to the Department within ninety days following that month. Exceptions to these claims or reports submission requirements may be made at the discretion of the Secretary. $11,920,000

FEEDING PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC)

For necessary expenses to carry out the special supplemental food program as authorized by section 17 of the Child Nutrition Act of 1966 (42 U.S.C. 1786), $1,060,000,000, for the period October 1, 1983 through July 10, 1984: *Provided,* That funds provided herein shall remain available until September 30, 1985. 1,060,000,000

COMMODITY SUPPLEMENTAL FOOD PROGRAM

For necessary expenses to carry out the commodity supplemental food program as authorized by section 4(a) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c (note)), including $1,350,000 for the pilot projects in Detroit, New Orleans, and Des Moines, $40,150,000: *Provided,* That funds provided herein shall remain available until September 30, 1985. 40,150,000

FOOD STAMP PROGRAM

For necessary expenses to carry out the Food Stamp Act (7 U.S.C. 2011-2027, 2029), $10,916,705,000, for the period October 1, 1983 through September 6, 1984: *Provided,* That funds provided herein shall remain available until September 30, 1984, in accordance with section 18(a) of the Food Stamp Act: *Provided further,* That up to 5 per centum of the foregoing amount may be placed in reserve to be apportioned pursuant to section 3679 of the Revised Statutes, as amended, for use only in such amounts and at such times as may become necessary to carry out program operations: *Provided further,* That funds provided herein shall be expended in accordance with section 16 of the Food Stamp Act: *Provided further,* That this 10,916,705,000 appropriation shall be subject to any work registration or workfare requirements as may be required by law: *Provided further*, That $611,000,000 of the funds provided herein shall be available only to the extent necessary after the Secretary has employed the regulatory and administrative methods available to him under the law to curtail fraud, waste and abuse in the program.

NUTRITION ASSISTANCE FOR PUERTO RICO

For monthly payments to the Commonwealth of Puerto Rico for nutrition assistance as authorized by 7 U.S.C. 2028, $825,000,000. $825,000,000

FOOD DONATIONS PROGRAMS

For necessary expenses to carry out section 4(a) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c (note)) and section 4(b) of the Food Stamp Act (7 U.S.C. 2013), $166,061,000: 166,061,000 *Provided*, That for fiscal year 1984 only final reimbursement claims for service of meals submitted within ninety days following the month for which the reimbursement is claimed shall be eligible for reimbursement from funds appropriated under this Act.

For an additional amount for the elderly feeding program, $875,000, to pay outstanding claims for meals served in fiscal year 1979. 875,000

[*Total, Food Donations Program, $166,936,000.*]

[1]50,000,000

FOOD PROGRAM ADMINISTRATION

For necessary administrative expenses of the Domestic Food Programs funded under this Act, $81,352,000; 81,352,000 of which $5,000,000 shall be available only for simplifying procedures, reducing overhead costs, tightening regulations, improving food stamp coupon handling, and assistance in the prevention, identification and prosecution of fraud and other violations of law: *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $150,000 shall be available for employment under 5 U.S.C. 3109.

[*Total, Food and Nutrition Service, $13,857,982,000.*]

HUMAN NUTRITION INFORMATION SERVICE

For necessary expenses to enable the Human Nutrition Information Service to perform applied research and demonstrations relating to human nutrition, consumer use and economies of food utilization, and for the collection and dissemination of information relating thereto, $6,564,000: 6,564,000 *Provided*, That this appropriation shall be available for employment pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225).

[*Total, title III, Domestic Food Programs:*
[*New budget (obligational) authority (definite appropriations)* .... *$13,864,546,000.*]
[*By transfer* .... *2,307,295,000.*]

TITLE IV—INTERNATIONAL PROGRAMS

FOREIGN AGRICULTURAL SERVICE

For necessary expenses of the Foreign Agricultural Service, including carrying out title VI of the Agricultural Act of 1954, as amended (7 U.S.C. 1761-1768), market development activities abroad, and for enabling the Secretary to coordinate and integrate activities of the Department in connection with foreign agricultural work, including not to exceed $110,000 for representation allowances and for expenses pursuant to section 8 of the Act approved August 3, 1956 (7 U.S.C. 1766), $83,717,000: *Provided,* That not less than $255,000 of the funds contained in this appropriation shall be available to obtain statistics and related facts on foreign production and full and complete information on methods used by other countries to move farm commodities in world trade on a competitive basis.

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[1] Appropriated for "temporary emergency food assistance program" under section 625(b) of this Act (see p. 114, this volume).

$83,717,000

GENERAL SALES MANAGER

(ALLOTMENT FROM COMMODITY CREDIT CORPORATION)

Not to exceed $5,904,000 may be transferred from the Commodity Credit Corporation funds to support the General Sales Manager who shall work to expand and strengthen sales of United States commodities (including those of the Corporation) in world markets pursuant to existing authority (including that contained in the Corporation's charter), and that such funds shall be used by the General Sales Manager to carry out the above activities. The General Sales Manager shall report directly to the Board of Directors of the Corporation of which the Secretary of Agriculture is a member. The General Sales Manager shall obtain, assimilate, and analyze all available information on developments related to private sales, as well as those funded by the Corporation, including grade and quality as sold and as delivered, including information relating to the effectiveness of greater reliance by the General Sales Manager upon loan guarantees as contrasted to direct loans for financing commercial export sales of agricultural commodities out of private stocks on credit terms, as provided in titles I and II of the Agricultural Trade Act of 1978, Public Law 95-501, and shall submit quarterly reports to the appropriate committees of Congress concerning such developments.

5,904,000
(by transfer)

PUBLIC LAW 480

For expenses during the current fiscal year, not otherwise recoverable, and unrecovered prior years' costs, including interest thereon, under the Agricultural Trade Development and Assistance Act of 1954, as amended (7 U.S.C. 1691, 1701-1715, 1721-1726, 1727-1727f, 1731-1736g), as follows: (1) financing the sale of agricultural commodities for convertible foreign currencies and for dollars on credit terms pursuant to titles I and III of said Act, not more than $872,000,000; of which $402,000,000 is hereby appropriated and the balance derived from proceeds from sales of foreign currencies and dollar loan repayments, repayments on long-term credit sales, and carryover balances; and (2) commodities supplied in connection with dispositions abroad, pursuant to title II of said Act, not more than $650,000,000, of which $650,000,000 is hereby appropriated: *Provided,* That not to exceed 10 per centum of the funds made available to carry out any title of this paragraph may be used to carry out any other title of this paragraph.

402,000,000

650,000,000

[*Total, Public Law 480, $1,052,000,000.*]

OFFICE OF INTERNATIONAL COOPERATION AND DEVELOPMENT

For necessary expenses of the Office of International Cooperation and Development to coordinate, plan, and direct activities involving international development, technical assistance and training, international scientific and technical cooperation in the Department of Agriculture, including those authorized by the Food and Agriculture Act of 1977 (7 U.S.C. 3291), $5,016,000; and the Office may utilize advances of funds, or reimburse this appropriation for expenditures made on behalf of Federal agencies, public and private organizations and institutions under agreements executed pursuant to the agricul-

5,016,000

tural food production assistance programs (7 U.S.C. 1736) and the foreign assistance programs of the International Development Cooperation Administration (22 U.S.C. 2392).

[*Total, title IV, International Programs:*
[*New budget (obligational) authority (definite appropriations)* .... *$1,140,733,000.*]
[*By transfer* .... *5,904,000.*]

TITLE V—RELATED AGENCIES

FOOD AND DRUG ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses, not otherwise provided for, of the Food and Drug Administration; for payment of salaries and expenses for services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for GS-18; for rental of special purpose space in the District of Columbia or elsewhere; and for miscellaneous and emergency expenses of enforcement activities, authorized and approved by the Secretary and to be accounted for solely on the Secretary's certificate, not to exceed $25,000; $360,410,000. $360,410,000

BUILDINGS AND FACILITIES

For plans, construction, repair, improvement, extension, alteration, and purchase of fixed equipment or facilities of or used by the Food and Drug Administration, where not otherwise provided, $4,875,000. 4,875,000

STANDARD LEVEL USER CHARGES (FDA)

For payment of Standard Level User Charges pursuant to Public Law 92-313 for programs and activities of the Food and Drug Administration which are included in this Act, $22,164,000. 22,164,000

[*Total, Food and Drug Administration, $387,449,000.*]

COMMODITY FUTURES TRADING COMMISSION

For necessary expenses to carry out the provisions of the Commodity Exchange Act, as amended (7 U.S.C. 1 et seq.), including the purchase and hire of passenger motor vehicles; the rental of space (to include multiple year leases) in the District of Columbia and elsewhere; and not to exceed $25,000 for employment under 5 U.S.C. 3109; $26,400,000; including not to exceed $700 for official reception and representation expenses, and not to exceed $3,626,000 for automated data processing. 26,400,000

FARM CREDIT ADMINISTRATION

LIMITATION ON REVOLVING FUND FOR ADMINISTRATIVE EXPENSES

Not to exceed $20,551,000 (from assessments collected from farm credit system banks) shall be obligated during the current fiscal year for administrative expenses including the hire of three passenger motor vehicles, as authorized under 12 U.S.C. 2249. *20,551,000 (limitation on obligations)*

[*Total, title V, Related Agencies:*
[*New budget (obligational) authority (definite appropriations)* .... *$413,849,000.*]
[*Limitation on obligations* .... *20,551,000.*]

TITLE VI—GENERAL PROVISIONS

SEC. 601. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive Order issued pursuant to existing law.

SEC. 602. Within the unit limit of cost fixed by law, appropriations and authorizations made for the Department of Agriculture for the fiscal year 1984 under this Act shall be available for the purchase, in addition to those specifically provided for, of not to exceed seven hundred thirty-six (736) passenger motor vehicles of which seven hundred seven (707) shall be for replacement only, and for the hire of such vehicles.

SEC. 603. Funds in this Act available to the Department of Agriculture shall be available for uniforms or allowances therefor as authorized by law (5 U.S.C. 5901-5902).

SEC. 604. Not less than $1,500,000 of the appropriations of the Department of Agriculture in this Act for research and service work authorized by the Acts of August 14, 1946, July 28, 1954, and September 6, 1958 (7 U.S.C. 427, 1621-1629; 42 U.S.C. 1891-1893), shall be available for contracting in accordance with said Acts.

SEC. 605. No part of the funds contained in this Act may be used to make production or other payments to a person, persons, or corporations who harvest or knowingly permit to be harvested for illegal use, marihuana, or other such prohibited drug-producing plants on any part of lands owned or controlled by such persons or corporations.

SEC. 606. Advances of money from any appropriation in this Act for the Department of Agriculture may be made by authority of the Secretary of Agriculture to chiefs of field parties.

SEC. 607. The cumulative total of transfers to the Working Capital Fund for the purpose of accumulating growth capital for data services and National Finance Center operations shall not exceed $2,000,000: *Provided,* That no funds in this Act appropriated to an agency of the Department shall be transferred to the Working Capital Fund without the approval of the agency administrator.

SEC. 608. New obligational authority provided for the following appropriation items in this Act shall remain available until expended: Scientific Activities Overseas (Foreign Currency Program); Public Law 480; Mutual and Self-Help Housing; Rural Housing for Domestic Farm Labor; Watershed and Flood Prevention Operations; Resource Conservation and Development; Animal and Plant Health Inspection Service, Buildings and Facilities; Agricultural Research Service, Buildings and Facilities; Agricultural Stabilization and Conservation Service Salaries and Expenses funds made available to county committees; the Federal Crop Insurance Corporation Fund; and Buildings and Facilities, Food and Drug Administration.

SEC. 609. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 610. Not to exceed $50,000 of the appropriations available to the Department of Agriculture in this Act shall be available to provide appropriate orientation and language training pursuant to Public Law 94-449.

SEC. 611. Notwithstanding any other provision of law, employees of the agencies of the Department of Agriculture, including employees of the Agricultural Stabilization and Conservation County Committees, may be utilized to provide part-time and intermittent assistance to other agencies of the Department, without reimbursement, during periods when they are not otherwise fully utilized, and ceilings on full-time equivalent staff years established for or by the Department of Agriculture shall exclude overtime as well as staff years expended as a result of carrying out programs associated with natural disasters, such as forest fires, drought, floods, and other acts of God.

SEC. 612. Funds provided by this Act for personnel compensation and benefits shall be available for obligation for that purpose only.

SEC. 613. No part of any appropriation contained in this Act shall be expended by any executive agency, as referred to in the Office of Federal Procurement Policy Act (41 U.S.C. 401 et seq.), pursuant to any obligation for services by contract, unless such executive agency has awarded and entered into such contract as provided by law.

SEC. 614. None of the funds appropriated or otherwise made available by this Act shall be available to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States.

SEC. 615. Certificates of beneficial ownership sold by the Farmers Home Administration in connection with the Agricultural Credit Insurance Fund, the Rural Housing Insurance Fund, and the Rural Development Insurance Fund shall be not less than 75 per centum of the value of the loans closed during the fiscal year.

SEC. 616. No funds appropriated by this Act may be used to pay negotiated indirect cost rates on cooperative agreements or similar arrangements between the United States Department of Agriculture and nonprofit institutions in excess of 10 per centum of the total direct cost of the agreement when the purpose of such cooperative arrangements is to carry out programs of mutual interest between the two parties. This does not preclude appropriate payment of indirect costs on grants and contracts with such institutions when such indirect costs are computed on a similar basis for all agencies for which appropriations are provided in this Act.

SEC. 617. None of the funds in this Act shall be used to carry out any activity related to phasing out the Resource Conservation and Development Program.

SEC. 618. None of the funds in this Act shall be used to prevent or interfere with the right and obligation of the Commodity Credit Corporation to sell surplus agricultural commodities in world trade at competitive prices as authorized by law.

SEC. 619. Notwithstanding any other provision of this Act, commodities acquired by the Department in connection with Commodity Credit Corporation and section 32 price support operations may be used, as authorized by law (15 U.S.C. 714c and 7 U.S.C. 612c), to provide commodities to individuals in cases of hardship as determined by the Secretary of Agriculture.

SEC. 620. Effective upon enactment of this Act and for the remainder of fiscal year 1984, notwithstanding any other provision of law, no funds may be paid out of the Treasury of the United States or out of any fund of a Government corporation to any private individual or corporation in satisfaction of any assurance agreement or payment guarantee or other form of loan guarantee entered into by any agency or corporation of the United States Government with respect to loans made and credits extended to the Polish People's Republic, unless the Polish People's Republic has been declared to be in default of its debt to such individual or corporation or unless the President has provided a monthly written report to the Speaker of the House of Representatives and the President of the Senate explaining the manner in which the national interest of the United States has been served by any payments during the previous month under loan guarantee or credit assurance agreement with respect to loans made or credits extended to the Polish People's Republic in the absence of a declaration of default.

SEC. 621. None of the funds in this Act shall be available to reimburse the General Services Administration for payment of Standard Level User Charges in excess of the amounts specified in this Act.

SEC. 622. In fiscal year 1984, the Secretary of Agriculture shall initiate construction on not less than twenty new projects under the Watershed Protection and Flood Prevention Act (Public Law 566) and not less than five new projects under the Flood Control Act (Public Law 534).

SEC. 623. Funds provided by this Act may be used for translation of publications of the Department of Agriculture into foreign languages when determined by the Secretary to be in the public interest.

SEC. 624. None of the funds appropriated by this or any other Act may be used to relocate the Hawaii State office of the Farmers Home Administration from Hilo, Hawaii, to Honolulu, Hawaii.

SEC. 625. (a) The Commodity Credit Corporation shall use the authority in its charter, including blended credit or other authorities, to promote exports of farm commodities, including perishables as well as basic commodities.

To the extent practicable, the expenditures and contributions required by this section shall be targeted by the Secretary of Agriculture to facilitate sales of United States products in markets in which foreign competing products are, in the Secretary's determination, subsidized directly or indirectly resulting in a competitive disadvantage for such United States products.

(b) For necessary expenses to carry out the Temporary Emergency Food Assistance Act of 1983, as amended by Public Law 98-92, $50,000,000: *Provided,* That this appropriation shall be available upon transmittal of an official budget request to the Congress. [1]*$50,000,000*

LEGISLATIVE HISTORY—H.R. 3223

HOUSE REPORTS: No. 98-231 (Comm. on Appropriations) and 98-450 (Comm. of Conference).
SENATE REPORT No. 98-160 (Comm. on Appropriations).
CONGRESSIONAL RECORD, VOL. 129 (1983):
June 8, considered and passed House.
June 29, considered and passed Senate, amended.
October 27, conference report filed in House.

Grand total:		
Definite appropriations	$31,669,074,000	
Indefinite appropriations	2,000,000	
By transfer	*(2,697,323,000)*	
Loan authorizations	*(6,705,000,000)*	
Loan authorization, indefinite	*(1,540,000,000)*	
Limitation on obligations	*(97,461,000)*	
Total, new budget (obligational) authority, Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984		[2]31,671,074,000

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 for the Department of Agriculture provided under Sec. 101(d) of Public Law 98-151, Further Continuing Appropriations, 1984, the following additional amounts are available for the Department of Agriculture for the fiscal year:

Permanent appropriations:		
Federal funds (pp. 1000-1001)	$6,793,402,000	
Trust funds (pp. 1012-1013)	276,370,000	
Interior Department Appropriation Act, 1984:		
Forest Service (pp. 253-255)	1,354,006,000	
Supplemental Appropriations Act, 1984:		
Federal Grain Inspection Service (p. 499)	6,000,000	
Agricultural Stabilization and Conservation Service (p. 500)	7,000,000	
Subtotal, additions		8,436,778,000

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[1] Reflected in totals for title III, Domestic Food Programs (see p. 109, this volume).
[2] See "note" on p. 89, this volume.

Deduct amounts transferred to Department of Health and Human Services, and General Government totals:		
Department of Health and Human Services:		
Food and Drug Administration (p. 111)	$387,449,000	
General Government:		
Commodity Futures Trading Commission (p. 111)	26,400,000	
Subtotal, deductions		−$413,849,000
Grand total, Department of Agriculture		[1]39,694,003,000

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[1] See "Note" on p. 89, this volume.

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS ACT, 1984

Public Law 98-166

98th Congress, H.R. 3222

November 28, 1983

AN ACT

Making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1984, and for other purposes, namely:

TITLE I—DEPARTMENT OF COMMERCE AND RELATED AGENCIES

DEPARTMENT OF COMMERCE

GENERAL ADMINISTRATION

SALARIES AND EXPENSES

For expenses necessary for the general administration of the Department of Commerce, including not to exceed $2,000 for official entertainment, $32,868,000. $32,868,000

SPECIAL FOREIGN CURRENCY PROGRAM

For payments in foreign currencies which the Treasury Department determines to be excess to the normal requirements of the United States, for necessary expenses for the promotion of foreign commerce and for scientific and technological research and development, as authorized by law, $693,000, to remain available until 693,000
expended: *Provided,* That this appropriation shall be available, in addition to other appropriations to the Department of Commerce, for payments in the foregoing currencies.

[*Total, General Administration, $33,561,000.*]

BUREAU OF THE CENSUS

SALARIES AND EXPENSES

For expenses necessary for collecting, compiling, analyzing, preparing, and publishing statistics, provided for by law, $77,507,000. 77,507,000

PERIODIC CENSUSES AND PROGRAMS

For expenses necessary to collect and publish statistics for periodic censuses and programs provided for by law, $78,220,000, to remain available until expended. None of the funds made available to the Bureau of the Census under this Act may be expended for prosecution of any person for the failure to return 1978 Agricultural Census forms 78-A40A or 78-A40B, or 78-A40C or 78-A40D, or form 79-A9A, or form 79-A9B, or for the preparation of similar forms for any future agricultural census. $78,220,000

[*Total, Bureau of the Census, $155,727,000.*]

ECONOMIC AND STATISTICAL ANALYSIS

SALARIES AND EXPENSES

For necessary expenses, as authorized by law, of economic and statistical analysis programs, $38,337,000. 38,337,000

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

For economic development assistance as provided by the Public Works and Economic Development Act of 1965, as amended, and Public Law 91-304, and such laws that were in effect immediately before September 30, 1982, $240,000,000: *Provided,* That during fiscal year 1984 total commitments to guarantee loans shall not exceed $150,000,000 of contingent liability for loan principal. Of the total amount appropriated under this heading, $40,000,000 shall be made available under the criteria and conditions of assistance described in section 101(a) of Public Law 98-8. 240,000,000 *150,000,000 (limitation on loan guarantees)*

SALARIES AND EXPENSES

For necessary expenses of administering the economic development assistance programs as provided for by law, $27,500,000: *Provided,* That these funds may be used to monitor projects approved pursuant to title I of the Public Works Employment Act of 1976, as amended, title II of the Trade Act of 1974, as amended, and the Community Emergency Drought Relief Act of 1977. Notwithstanding any other provision of this Act or any other law, funds appropriated in this paragraph shall be used to fill and maintain forty-seven permanent positions designated as Economic Development Representatives out of the total number of permanent positions funded in the Salaries and Expenses account of the Economic Development Administration for fiscal year 1984, and such positions shall be maintained in the various States within the approved organizational structure in place on June 1, 1981, and where possible, with those employees who filled those positions on that date. 27,500,000

[*Total, Economic Development Administration, $267,500,000.*]

INTERNATIONAL TRADE ADMINISTRATION

OPERATIONS AND ADMINISTRATION

For necessary expenses for international trade activities of the Department of Commerce, including trade promotional activities abroad without regard to the provisions of law set forth in 44 U.S.C. 3702 and 3703; full medical coverage for dependent members of immediate families of employees stationed overseas; employment of Americans and aliens by contract for services abroad; rental of space abroad for periods not exceeding five years, and expenses of alteration, repair, or improvement; purchase or construction of temporary demountable exhibition structures for use abroad; payment of tort claims, in the manner authorized in the first paragraph of 28 U.S.C. 2672 when such claims arise in foreign countries; not to exceed $165,200 for official representation expenses abroad; awards of compensation to informers under the Export Administration Act of 1979, and as authorized by 22 U.S.C. 401(b); purchase of passenger motor vehicles for official use abroad and motor vehicles for law enforcement use; $167,393,000, to remain available until expended: *Provided*, That the provisions of the first sentence of section 105(f) and all of section 108(c) of the Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply in carrying out these activities. During fiscal year 1984 and within the resources and authority available, gross obligations for the principal amount of direct loans shall not exceed $7,500,000. During fiscal year 1984, total commitments to guarantee loans shall not exceed $15,000,000 of contingent liability for loan principal.

$167,393,000

7,500,000 (limitation direct loans)

15,000,000 (limitation on loan guarantees)

MINORITY BUSINESS DEVELOPMENT AGENCY

MINORITY BUSINESS DEVELOPMENT

For necessary expenses of the Department of Commerce in fostering, promoting, and developing minority business enterprise, including expenses of grants, contracts, and other agreements with public or private organizations, $53,342,000, of which $39,600,000, shall remain available until expended: *Provided*, That not to exceed $13,742,000 shall be available for program management: *Provided further*, That none of the funds appropriated in this paragraph or in this title for the Department of Commerce shall be available to reimburse the fund established by 15 U.S.C. 1521 on account of the performance of a program, project, or activity, nor shall such fund be available for the performance of a program, project, or activity, which had not been performed as a central service pursuant to 15 U.S.C. 1521 before July 1, 1982, unless the Appropriations Committees of both Houses of Congress are notified fifteen days in advance of such action in accordance with the Committees' reprograming procedures.

53,342,000

UNITED STATES TRAVEL AND TOURISM ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses of the United States Travel and Tourism Administration, as provided for by law, including employment of aliens by contract for services abroad; rental of space abroad for periods not exceeding five years, and expenses of alteration, repair, or improvement; advance of funds under contracts abroad; payment of tort claims in the manner authorized in the first paragraph of 28 U.S.C. 2672, when such claims arise in foreign countries; and not to exceed $5,000 for representation expenses abroad; $12,000,000.

12,000,000

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of activities authorized by law for the National Oceanic and Atmospheric Administration, including acquisition, maintenance, operation, and hire of aircraft; 399 commissioned officers on the active list; construction of facilities, including initial equipment; alteration, modernization, and relocation of facilities; and acquisition of land for facilities; $988,212,000, to remain

988,212,000

available until expended, of which $27,000,000 shall be derived from the Airport and Airways Trust Fund; and of which $2,500,000 shall be available for payments under section 4(b) of the Commercial Fisheries Research and Development Act of 1964 for commercial fishery failures and disruptions; and in addition, $23,600,000 shall be transferred to this appropriation from the fund entitled "Promote and develop fishery products and research pertaining to American fisheries": *Provided*, That of the funds appropriated in this paragraph, necessary funds shall be used to fill and maintain a staff of three persons, as National Oceanic and Atmospheric Administration personnel, to work on contracts and purchase orders at the National Data Buoy Center in Bay St. Louis, Mississippi, and report to the Director of the National Data Buoy Center in the same manner and extent that such procurement functions were performed at Bay St. Louis prior to June 26, 1983, except that they may provide procurement assistance to other Department of Commerce activities pursuant to ordinary interagency agreements. Where practicable, these positions shall be filled by the employees who performed such functions prior to June 26, 1983. *$23,600,000 (by transfer)*

COASTAL ZONE MANAGEMENT

(INCLUDING TRANSFER OF FUNDS)

For carrying out the provisions of Public Law 92-583, as amended, and section 202 of title II and title III of Public Law 92-532, as amended, $13,356,000, to remain available until expended; and in addition, $16,000,000, to remain available until expended, shall be available by transfer from repayments of principal and interest on outstanding loans in the fund entitled "Coastal Energy Impact Fund". 13,356,000 *16,000,000 (by transfer)*

FISHING VESSEL AND GEAR DAMAGE COMPENSATION FUND

For carrying out the provisions of section 3 of Public Law 95-376, not to exceed $1,732,000, to be derived from receipts collected pursuant to that Act, to remain available until expended. 1,732,000

FISHERMEN'S CONTINGENCY FUND

For carrying out the provisions of title IV of Public Law 95-372, not to exceed $294,000, to be derived from receipts collected pursuant to that Act, to remain available until expended. 294,000

FOREIGN FISHING OBSERVER FUND

For expenses necessary to carry out the provisions of the Atlantic Tunas Convention Act of 1975, as amended (Public Law 96-339), the Magnuson Fishery Conservation and Management Act of 1976, as amended (Public Law 94-265), and the American Fisheries Promotion Act (Public Law 96-561), there are appropriated from the fees imposed under the foreign fishery observer program authorized by these Acts, not to exceed $11,880,000, to remain available until expended. 11,880,000

FISHERMEN'S GUARANTY FUND

For expenses necessary to carry out the provisions of the Fishermen's Protective Act of 1967, as amended, $2,079,000, to be derived from the receipts collected pursuant to that Act, to remain available until expended. 2,079,000

FISHERIES LOAN FUND

For expenses necessary to carry out the provisions of section 221 of the American Fisheries Promotion Act of December 22, 1980 (Public Law 96-561), there are appropriated to the Fisheries Loan Fund, $3,000,000 from receipts collected pursuant to that Act: *Provided*, That during fiscal year 1984 not to exceed $300,000 of the Fisheries Loan Fund shall be available for administrative expenses. $3,000,000

[*Total, National Oceanic and Atmospheric Administration:*
[*New budget (obligational) authority* .... *$1,020,553,000.*]
[*By transfer* .... *39,600,000.*]

PATENT AND TRADEMARK OFFICE

SALARIES AND EXPENSES

For necessary expenses of the Patent and Trademark Office, including defense of suits instituted against the Commissioner of Patents and Trademarks, $80,444,000, and, in addition, such fees as shall be collected pursuant to 15 U.S.C. 1113 and 35 U.S.C. 41 and 376, to remain available until expended. 80,444,000

NATIONAL BUREAU OF STANDARDS

SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

For necessary expenses of the National Bureau of Standards, $115,718,000, to remain available until expended, of which not to exceed $3,807,000 may be transferred to the "Working Capital Fund". 115,718,000

NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses, as provided for by law, of the National Telecommunications and Information Administration, $12,771,000, to remain available until expended. 12,771,000

PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING AND CONSTRUCTION

For grants authorized by section 392 of the Communications Act of 1934, as amended, $11,880,000, to remain available until expended. 11,880,000

[*Total, National Telecommunications and Information Administration, $24,651,000.*]

GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

During the current fiscal year, applicable appropriations and funds available to the Department of Commerce shall be available for the activities specified in the Act of October 26, 1949 (15 U.S.C. 1514), to the extent and in the manner prescribed by said Act.

During the current fiscal year, appropriations to the Department of Commerce which are available for salaries and expenses shall be available for hire of passenger motor vehicles; services as authorized by 5 U.S.C. 3109; and uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901-5902).

No funds in this title shall be used to sell to private interests, except with the consent of the borrower, or contract with private interests to sell or administer, any loans made under the Public Works and Economic Development Act of 1965 or any loans made under section 254 of the Trade Act of 1974.

During the fiscal year ending September 30, 1984, the United States Postal Service may furnish to the Secretary of Commerce any list of names and addresses requested under section 6(a) of title 13, United States Code. The Secretary shall prepare and submit to the President and the appropriate committees of Congress, not later than August 31, 1984, a report relating to—

(1) the purpose for which any list furnished by the Postal Service under the preceding sentence was used, particularly with regard to any progress made by the Bureau of the Census in the development of an improved list methodology;

(2) categories of sources (other than the Postal Service) from which any list of names and addresses was acquired by the Bureau of the Census during the period covered by the report, and the relative advantages and disadvantages of acquiring and using lists from those other categories of sources as compared with acquiring and using lists furnished by the Postal Service;

(3) measures taken to ensure the confidentiality of any information furnished by the Postal Service under the preceding sentence; and

(4) such other matters as the Secretary considers appropriate.

The Secretary is encouraged to acquire lists of names and addresses from a representative sample of sources other than the Postal Service in order to ensure that meaningful comparisons under paragraph (2) may be made.

No funds made available by this Act, or any other Act, may be used—

(1) by the Source Evaluation Board for Civil Space Remote Sensing as established by the Secretary of Commerce to develop or issue a request for proposal to transfer the ownership or lease the use of any meteorological satellite (METSAT) or associated ground system to any private entity; or

(2) by the National Oceanic and Atmospheric Administration to transfer the ownership of any meteorological satellite (METSAT) or associated ground system to any private entity.

[Total, Department of Commerce:

[New budget (obligational) authority (all definite appropriations)	*$1,969,226,000.]*
[By transfer	*39,600,000.]*
[Limitations on direct loans	*7,500,000.]*
[Limitations on loan guarantee authority	*165,000,000.]*

RELATED AGENCIES

DEPARTMENT OF TRANSPORTATION

MARITIME ADMINISTRATION

OPERATING-DIFFERENTIAL SUBSIDIES (LIQUIDATION OF CONTRACT AUTHORITY)

For the payment of obligations incurred for operating-differential subsidies as authorized by the Merchant Marine Act, 1936, as amended, $401,294,000, to remain available until expended.

$401,294,000 (liquidation of contract authorization)

RESEARCH AND DEVELOPMENT

For necessary expenses for research and development activities, as authorized by law, $11,385,000, to remain available until expended. $11,385,000

OPERATIONS AND TRAINING

For necessary expenses of operations and training activities authorized by law, $73,283,000, to remain available until expended: *Provided,* That reimbursements may be made to this appropriation from receipts to the "Federal ship financing fund" for administrative expenses in support of that program. 73,283,000

GENERAL PROVISIONS—MARITIME ADMINISTRATION

Notwithstanding any other provision of this Act, the Maritime Administration is authorized to furnish utilities and services and make necessary repairs in connection with any lease, contract, or occupancy involving Government property under control of the Maritime Administration and payments received by the Maritime Administration for utilities, services, and repairs so furnished or made shall be credited to the appropriation charged with the cost thereof: *Provided,* That rental payments under any such lease, contract, or occupancy on account of items other than such utilities, services, or repairs shall be covered into the Treasury as miscellaneous receipts.

No obligations shall be incurred during the current fiscal year from the construction fund established by the Merchant Marine Act, 1936, or otherwise, in excess of the appropriations and limitations contained in this Act, or in any prior appropriation Act and all receipts which otherwise would be deposited to the credit of said fund shall be covered into the Treasury as miscellaneous receipts.

None of the funds provided in this Act for the Maritime Administration shall be used for enforcement of any rule with respect to the repayment of construction differential subsidy for permanent release of vessels from the restrictions in section 506 of the Merchant Marine Act, 1936, as amended, until June 15, 1984.

[*Total, Maritime Administration, $84,668,000.*]

DEPARTMENT OF THE TREASURY

CHRYSLER CORPORATION LOAN GUARANTEE PROGRAM

ADMINISTRATIVE EXPENSES

For necessary administrative expenses, as authorized by the Chrysler Corporation Loan Guarantee Act of 1979 (Public Law 96-185), $495,000. 495,000

FEDERAL COMMUNICATIONS COMMISSION

SALARIES AND EXPENSES

For necessary expenses for the Federal Communications Commission, as authorized by law, including uniforms and allowances therefor, as authorized by law (5 U.S.C. 5901-02); not to exceed $600,000 for land and structures; not to exceed $385,000 for improvement and care of grounds and repair to buildings; not to exceed $3,000 for official reception and representation expenses; purchase (not to exceed ten for replacement only) and hire of motor vehicles; special counsel fees; and services as authorized by 5 U.S.C. 3109;

$86,383,000. Not to exceed $300,000 of the foregoing amount shall remain available until September 30, 1985, for research and policy studies. In addition, an amount equivalent to funds deposited into the General Fund of the Treasury by the State of Florida as a result of the expense of construction and relocation of the Fort Lauderdale Monitoring Station shall remain available until expended for the completion of construction and relocation of such monitoring station. $86,383,000

FEDERAL MARITIME COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Maritime Commission, including services as authorized by 5 U.S.C. 3109; hire of passenger motor vehicles; and uniforms or allowances therefor, as authorized by 5 U.S.C. 5901-02; $10,756,000: *Provided,* That not to exceed $1,500 shall be available for official reception and representation expenses. 10,756,000

FEDERAL TRADE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Trade Commission, including uniforms or allowances therefor, as authorized by 5 U.S.C. 5901-5902; services as authorized by 5 U.S.C. 3109; hire of passenger motor vehicles; and not to exceed $2,000 for official reception and representation expenses; the sum of $63,500,000: *Provided,* That the funds appropriated in this paragraph are subject to the limitations and provisions of sections 10(a) and 10(c) (notwithstanding section 10(e)), 11(b), 18, and 20 of the Federal Trade Commission Improvements Act of 1980 (Public Law 96-252; 94 Stat. 374): *Provided further,* That none of the funds appropriated in this paragraph may be used to promulgate final rules under section 18(a)(1)(B) of the Federal Trade Commission Act (15 U.S.C. 41 et seq.) until the enactment of legislation authorizing appropriations for the Federal Trade Commission or until the adjournment of the first session of the Ninety-eighth Congress, whichever is earlier. 63,500,000

INTERNATIONAL TRADE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the International Trade Commission, including hire of passenger motor vehicles and services as authorized by 5 U.S.C. 3109, $20,774,000. 20,774,000

MARINE MAMMAL COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Marine Mammal Commission as authorized by title II of Public Law 92-522, as amended, $929,000. 929,000

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

SALARIES AND EXPENSES

For expenses necessary for the Office of the United States Trade Representative, including the hire of passenger motor vehicles and the employment of experts and consultants as authorized by 5 U.S.C. 3109, $11,371,000: *Provided,* That not to exceed $60,000 shall be available for official reception and representation expenses. 11,371,000

SECURITIES AND EXCHANGE COMMISSION

SALARIES AND EXPENSES

For necessary expenses for the Securities and Exchange Commission, including services as authorized by 5 U.S.C. 3109, and not to exceed $2,000 for official reception and representation expenses, $93,000,000. $93,000,000

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses, not otherwise provided for, of the Small Business Administration, including hire of passenger motor vehicles and not to exceed $1,500 for official reception and representation expenses, $201,643,000; and for grants for Small Business Development Centers as authorized by section 21(a) of the Small Business Act, as amended, $22,000,000. In addition, beginning with disasters commencing between January 1, 1983, through September 30, 1983, determination of a natural disaster by the Secretary of Agriculture pursuant to 7 U.S.C. 1961 shall be deemed a disaster declaration by the Administrator of the Small Business Administration for purposes of determining eligibility for assistance under section 7(b)(1) of the Small Business Act for agricultural enterprises as defined in section 18(b) of the Small Business Act: *Provided*, That nothing in this paragraph is to preclude the applicability of section 18(a) of the Small Business Act with regard to the duplication of benefits for disasters commencing between January 1, 1983, through September 30, 1983: *Provided further*, That $36,600,000 for disaster loan making activities, including loan servicing, shall be transferred to this appropriation from the "Disaster loan fund".

201,643,000

22,000,000

36,600,000 (by transfer)

[*Total, Salaries and Expenses, $223,643,000.*]

REVOLVING FUNDS

The Small Business Administration is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to its revolving funds, and in accord with the law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the current fiscal year for the "Disaster loan fund", the "Business loan and investment fund", the "Lease guarantees revolving fund", the "Pollution control equipment contract guarantees revolving fund", and the "Surety bond guarantees revolving fund".

BUSINESS LOAN AND INVESTMENT FUND

For additional capital for the "Business loan and investment fund", authorized by the Small Business Act, as amended, $230,000,000, to remain available without fiscal year limitation; and for additional capital for new direct loan obligations to be incurred by the "Business loan and investment fund", authorized by the Small Business Act, as amended, $133,400,000, to remain available without fiscal year limitation.

230,000,000

133,400,000

[*Total, Business Loan and Investment Fund, $363,400,000.*]

SURETY BOND GUARANTEES REVOLVING FUND

For additional capital for the "Surety bond guarantees revolving fund", authorized by the Small Business Investment Act, as amended, $8,910,000, to remain available without fiscal year limitation. $8,910,000

This title may be cited as the "Department of Commerce and Related Agencies Appropriation Act, 1984".

[Total, Small Business Administration:

[New budget (obligational) authority (all definite appropriations)	*$595,953,000.]*
[By transfer	*36,600,000.]*

[Total, title I, Department of Commerce and related agencies:

[New budget (obligational) authority (all definite appropriations)	*$2,937,055,000.]*
[By transfer	*76,200,000.]*
[Limitations on direct loans	*7,500,000.]*
[Limitation on loan guarantee authority	*165,000,000.]*
[Appropriation to liquidate contract authority	*401,294,000.]*

TITLE II—DEPARTMENT OF JUSTICE AND RELATED AGENCIES

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

SALARIES AND EXPENSES

For expenses necessary for the administration of the Department of Justice, $63,360,000 of which $556,000 is to remain available until expended for the Federal justice research program. 63,360,000

UNITED STATES PAROLE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the United States Parole Commission, as authorized by law, $7,248,000. 7,248,000

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

For expenses necessary for the legal activities of the Department of Justice, not otherwise provided for, including not to exceed $20,000 for expenses of collecting evidence, to be expended under the direction of the Attorney General and accounted for solely on his certificate; and rent of private or Government-owned space in the District of Columbia; $158,385,000, of which not to exceed $10,374,000 for asbestos litigation support contracts shall remain available until September 30, 1985; and of which $2,753,000 shall be for the Office of Special Investigations; and of which $450,000 shall remain available until expended to reimburse private litigants for legal fees incurred in the State of New Mexico ex rel. Reynolds v. Aamodt water adjudication suit. 158,385,000

SALARIES AND EXPENSES, ANTITRUST DIVISION

For expenses necessary for the enforcement of antitrust, consumer protection and kindred laws, $43,475,000. 43,475,000

SALARIES AND EXPENSES, FOREIGN CLAIMS SETTLEMENT COMMISSION

For expenses necessary to carry out the activities of the Foreign Claims Settlement Commission, including services as authorized by 5 U.S.C. 3109; allowances and benefits similar to those allowed under the Foreign Service Act of 1980 as determined by the Commission; expenses of packing, shipping, and storing personal effects of personnel assigned abroad; rental or lease, for such periods as may be necessary, of office space and living quarters of personnel assigned abroad; maintenance, improvement, and repair of properties rented or leased abroad, and furnishing fuel, water, and utilities for such properties; insurance on official motor vehicles abroad; advances of funds abroad; advances or reimbursements to other Government agencies for use of their facilities and services in carrying out the functions of the Commission; hire of motor vehicles for field use only; and employment of aliens; $827,000. $827,000

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS AND MARSHALS

For necessary expenses of the offices of the United States attorneys, marshals, and bankruptcy trustees; including acquisition, lease, maintenance, and operation of aircraft, $372,330,000. In addition, section 408(c) of Public Law 95-598, the Bankruptcy Reform Act of 1978, is amended by inserting September 30, 1984 in lieu of April 1, 1984. 372,330,000

SUPPORT OF UNITED STATES PRISONERS

For support of United States prisoners in non-Federal institutions, $44,320,000; and in addition, $6,000,000 shall be available under the Cooperative Agreement Program for the purpose of renovating, constructing, and equipping State and local jail facilities that confine Federal prisoners: *Provided*, That amounts made available for constructing any local jail facility shall not exceed the cost of constructing space for the average Federal prisoner population for that facility as projected by the Attorney General: *Provided further*, That following agreement on or completion of any federally assisted jail construction, the availability of such space shall be assured and the per diem rate charged for housing Federal prisoners at that facility shall not exceed direct operating costs for the period of time specified in the cooperative agreement. 44,320,000 6,000,000

[*Total, Support of United States Prisoners, $50,320,000.*]

FEES AND EXPENSES OF WITNESSES

For expenses, mileage, compensation, and per diems of witnesses and for per diems in lieu of subsistence, as authorized by law, including advances; $37,883,000. 37,883,000

SALARIES AND EXPENSES, COMMUNITY RELATIONS SERVICE

For necessary expenses of the Community Relations Service, established by title X of the Civil Rights Act of 1964, $32,196,000, of which $26,389,000 shall remain available until expended to make payments in advance for grants, contracts and reimbursable agreements and other expenses necessary under section 501(c), the Refugee Education Assistance Act of 1980, Public Law 96-422, for the processing, care, maintenance, security, transportation and reception and placement in the United States of Cuban and Haitian entrants. 32,196,000

[*Total, Legal Activities, $695,416,000.*]

INTERAGENCY LAW ENFORCEMENT

ORGANIZED CRIME DRUG ENFORCEMENT

For expenses necessary for the detection, investigation, prosecution, and incarceration of individuals involved in organized criminal drug trafficking not otherwise provided for, $89,050,000, of which $2,475,000 for the Presidential Commission on Organized Crime, and of which $13,860,000 for purchase of automated data processing and telecommunications equipment and $9,523,000 for undercover operations shall remain available until September 30, 1985.

$89,050,000

Federal Bureau of Investigation

SALARIES AND EXPENSES

For expenses necessary for detection, investigation, and prosecution of crimes against the United States; including purchase for police-type use (not to exceed one thousand four hundred of which one thousand two hundred will be for replacement only) and hire of passenger motor vehicles; acquisition, lease, maintenance and operation of aircraft; and not to exceed $70,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General, and to be accounted for solely on his certificate; $1,047,000,000, of which not to exceed $52,000,000 for automated data processing and telecommunications and $1,000,000 for undercover operations and $10,000,000 for the relocation within the District of Columbia of the Washington field office shall remain available until September 30, 1985: *Provided*, That notwithstanding the provisions of title 31 U.S.C. 3302, the Director of the Federal Bureau of Investigation may establish and collect fees to process fingerprint identification records for noncriminal employment and licensing purposes, and credit not more than $13,500,000 of such fees to this appropriation to be used for salaries and other expenses incurred in providing these services: *Provided further*, That passenger motor vehicles for police-type use may be purchased without regard to the general purchase price limitation for the current fiscal year.

1,047,000,000

Drug Enforcement Administration

SALARIES AND EXPENSES

For necessary expenses of the Drug Enforcement Administration, including not to exceed $70,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General, and to be accounted for solely on his certificate; purchase of not to exceed eight hundred eighty-eight passenger motor vehicles of which six hundred eighty-two are for replacement only for police-type use without regard to the general purchase price limitation for the current fiscal year; and acquisition, lease, maintenance, and operation of aircraft; $286,123,000, of which not to exceed $1,200,000 for research shall remain available until expended and $1,700,000 for purchase of evidence and payments for information shall remain available until September 30, 1985: *Provided*, That there shall be allocated to the Drug Enforcement Administration offices in the land border States of Vermont, Michigan, New Hampshire, Minnesota, North Dakota, Montana, Idaho, Arizona, and New Mexico, a minimum of $10,000 each for the purchase of information and evidence unless the Committees on Appropriations are notified that efficient drug law enforcement would be impaired by such minimum allocation.

286,123,000

Immigration and Naturalization Service

SALARIES AND EXPENSES

For expenses, not otherwise provided for, necessary for the administration and enforcement of the laws relating to immigration, naturalization, and alien registration, including not to exceed

$50,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General and accounted for solely on his certificate; purchase for police-type use (not to exceed four hundred for replacement only) and hire of passenger motor vehicles; acquisition, lease, maintenance and operation of aircraft; and research related to immigration enforcement; and for expenses necessary under section 501(c) of the Refugee Education Assistance Act of 1980 (Public Law 96–442) for the processing, care, maintenance, security, transportation, and the initial reception and placement in the United States of Cuban and Haitian entrants; $501,257,000, of which not to exceed $400,000 for research shall remain available until expended; and of which not to exceed $9,989,000 shall be available to establish a National Records Center and $11,023,000 to implement the long-range automated data processing plan, each amount to remain available until September 30, 1985: *Provided*, That none of the funds available to the Immigration and Naturalization Service shall be available for administrative expenses to pay any employee overtime pay in an amount in excess of $20,000 except in such instances when the Commissioner makes a determination that this restriction is impossible to implement. $501,257,000

Federal Prison System

SALARIES AND EXPENSES

For expenses necessary for the administration, operation, and maintenance of Federal penal and correctional institutions, including purchase (not to exceed thirty-one for replacement only) and hire of law enforcement and passenger motor vehicles; $424,284,000: *Provided*, That there may be transferred to the Health Resources and Services Administration such amounts as may be necessary, in the discretion of the Attorney General, for direct expenditures by that Administration for medical relief for inmates of Federal penal and correctional institutions. 424,284,000

National Institute of Corrections

For carrying out the provisions of sections 4351–4353 of title 18, United States Code, which established a National Institute of Corrections, $14,000,000, to remain available until expended. 14,000,000

Buildings and Facilities

For planning, acquisition of sites and construction of new facilities; purchase and acquisition of facilities and remodeling and equipping of such facilities for penal and correctional use, including all necessary expenses incident thereto, by contract or force account; and constructing, remodeling, and equipping necessary buildings and facilities at existing penal and correctional institutions, including all necessary expenses incident thereto, by contract or force account, $47,711,000, to remain available until expended: *Provided*, That labor of United States prisoners may be used for work performed under this appropriation. 47,711,000

Federal Prison Industries, Incorporated

The Federal Prison Industries, Incorporated, is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available, and in accord with the law, and to make such contracts and commitments, without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the program set forth in the budget for the current fiscal year for such corporation, including purchase of not to exceed five (for replacement only) and hire of passenger motor vehicles, except as hereinafter provided.

LIMITATION ON ADMINISTRATIVE AND VOCATIONAL EXPENSES, FEDERAL PRISON INDUSTRIES, INCORPORATED

Not to exceed $1,941,000 of the funds of the corporation shall be available for its administrative expenses, and not to exceed $6,613,000 for the expenses of vocational training of prisoners, both amounts to be computed on an accrual basis and to be determined in accordance with the corporation's prescribed accounting system in effect on July 1, 1946, and shall be exclusive of depreciation, payment of claims, expenditures which the said accounting system requires to be capitalized or charged to cost of commodities acquired or produced, including selling and shipping expenses, and expenses in connection with acquisition, construction, operation, maintenance, improvement, protection, or disposition of facilities and other property belonging to the corporation or in which it has an interest.

$1,941,000 (limitation)
6,613,000 (limitation)

[*Total, Federal Prison System, $485,995,000.*]

Office of Justice Assistance, Research, and Statistics

LAW ENFORCEMENT ASSISTANCE

For grants, contracts, cooperative agreements, and other assistance authorized by the Justice System Improvement Act of 1979, as amended, including salaries and expenses in connection therewith, $87,064,000, to remain available until expended: *Provided,* That $67,300,000 of this amount shall be for a criminal justice assistance program, to be available only upon enactment of authorizing legislation except that $2,500,000 of such amount shall be available upon enactment into law of H.R. 3222 and shall be awarded by the Administrator to the National Center for State Courts for court system management and improvement: *Provided further,* That $3,500,000 shall be made available from Law Enforcement Assistance Administration reversionary funds to complete the Bi-State Criminal Justice Assistance Center at Texarkana, Arkansas, under the same terms and conditions that previous Federal assistance was made available for construction of this facility; and for grants, contracts, cooperative agreements, and other assistance authorized by title II of the Juvenile Justice and Delinquency Prevention Act of 1974, as amended, including salaries and expenses in connection therewith, $70,155,000, to remain available until expended.

87,064,000
70,155,000

[*Total, Law Enforcement Assistance, $157,219,000.*]

RESEARCH AND STATISTICS

For research, development, demonstration, statistical and related efforts directed toward the improvement of civil, criminal and juvenile justice systems authorized by the Justice System Improvement Act of 1979, including salaries and other expenses in connection therewith, $40,133,000, to remain available until expended. 40,133,000

[*Total, Office of Justice Assistance, Research, and Statistics, $197,352,000.*]

General Provisions—Department of Justice

Sec. 201. A total of not to exceed $50,000 from funds appropriated to the Department of Justice in this title shall be available for official reception and representation expenses in accordance with distributions, procedures, and regulations established by the Attorney General.

Sec. 202. Notwithstanding any other provision of law or this Act, materials produced by convict labor may be used in the construction of any highways or portion of highways located on Federal-aid systems, as described in section 103 of title 23, United States Code.

SEC. 203. Notwithstanding section 501(e)(2)(B) of Public Law 96-442, funds appropriated to the Department of Justice in this title may be expended for assistance to Cuban-Haitian entrants as authorized under section 501(c) of said Act.

SEC. 204. No part of the funds appropriated in this title for the Department of Justice may be used to represent the Tennessee Valley Authority in litigation in which the Authority is a party unless the Department is requested to provide representation in such litigation by the Authority.

SEC. 205. (a) Subject to subsection (b) of this section, authorities contained in Public Law 96-132, "The Department of Justice Appropriation Authorization Act, Fiscal Year 1980", shall remain in effect until the termination date of this Act or until the effective date of a Department of Justice Appropriation Authorization Act, whichever is earlier.

(b)(1) With respect to any undercover investigative operation of the Federal Bureau of Investigation which is necessary for the detection and prosecution of crimes against the United States or for the collection of foreign intelligence or counterintelligence—

(A) sums authorized to be appropriated for the Federal Bureau of Investigation for fiscal year 1984 may be used for purchasing property, buildings, and other facilities, and for leasing space, within the United States, the District of Columbia, and the territories and possessions of the United States, without regard to section 1341 of title 31 of the United States Code, section 3732(a) of the Revised Statutes (41 U.S.C. 11(a)), section 305 of the Act of June 30, 1949 (63 Stat. 396; 41 U.S.C. 255), the third undesignated paragraph under the heading "Miscellaneous" of the Act of March 3, 1877 (19 Stat. 370; 40 U.S.C. 34), section 3324 of title 31 of the United States Code, section 3741 of the Revised Statutes (41 U.S.C. 22), and subsections (a) and (c) of section 304 of the Federal Property and Administrative Services Act of 1949 (63 Stat. 395; 41 U.S.C. 254 (a) and (c)),

(B) sums authorized to be appropriated for the Federal Bureau of Investigation for fiscal year 1984 may be used to establish or to acquire proprietary corporations or business entities as part of an undercover investigative operation, and to operate such corporations or business entities on a commercial basis, without regard to section 9102 of title 31 of the United States Code,

(C) sums authorized to be appropriated for the Federal Bureau of Investigation for fiscal year 1984, and the proceeds from such undercover operation, may be deposited in banks or other financial institutions, without regard to section 648 of title 18 of the United States Code and section 3302 of title 31 of the United States Code, and

(D) the proceeds from such undercover operation may be used to offset necessary and reasonable expenses incurred in such operation, without regard to section 3302 of title 31 of the United States Code, only upon the written certification of the Director of the Federal Bureau of Investigation (or, if designated by the Director, a member of the Undercover Operations Review Committee established by the Attorney General in the Attorney General's Guidelines on FBI Undercover Operations, as in effect on July 1, 1983) and the Attorney General (or if designated by the Attorney General, a member of such Review Committee), that any action authorized by subparagraph (A), (B), (C), or (D) of this paragraph is necessary for the conduct of such undercover operation. Such certification shall continue in effect for the duration of such undercover operation, without regard to fiscal years.

(2) As soon as the proceeds from an undercover investigative operation with respect to which an action is authorized and carried out under subparagraphs (C) and (D) of paragraph (1) are no longer necessary for the conduct of such operation, such proceeds or the balance of such proceeds remaining at the time shall be deposited in the Treasury of the United States as miscellaneous receipts.

(3) If a corporation or business entity established or acquired as part of an undercover operation under subparagraph (B) of paragraph (1) with a net value of over $50,000 is to be liquidated, sold, or otherwise disposed of, the Federal Bureau of Investigation, as much in advance as the Director or his designee determines is practicable, shall report the circumstances to the Attorney General and the Comptroller General. The proceeds of the liquidation, sale, or other disposition, after obligations are met, shall be deposited in the Treasury of the United States as miscellaneous receipts.

(4)(A) The Federal Bureau of Investigation shall conduct a detailed financial audit of each undercover investigative operation which is closed in fiscal year 1984,

(i) submit the results of such audit in writing to the Attorney General, and

(ii) not later than 180 days after such undercover operation is closed, submit a report to the Congress concerning such audit.

(B) The Federal Bureau of Investigation shall also submit a report annually to the Congress specifying—

(i) the number, by programs, of undercover investigative operations pending as of the end of the one-year period for which such report is submitted,

(ii) the number, by programs, of undercover investigative operations commenced in the one-year period preceding the period for which such report is submitted, and

(iii) the number, by programs, of undercover investigative operations closed in the one-year period preceding the period for which such report is submitted and, with respect to each such closed undercover operation, the results obtained. With respect to each such closed undercover operation which involves any of the sensitive circumstances specified in the Attorney General's Guidelines on FBI Undercover Operations, such report shall contain a detailed description of the operation and related matters, including information pertaining to—

(I) the results,

(II) any civil claims, and

(III) identification of such sensitive circumstances involved, that arose at any time during the course of such undercover operation.

(5) For purposes of paragraph (4)—

(A) the term "closed" refers to the earliest point in time at which—

(I) all criminal proceedings (other than appeals) are concluded, or

(II) covert activities are concluded, whichever occurs later,

(B) the term "employees" means employees, as defined in section 2105 of title 5 of the United States Code, of the Federal Bureau of Investigation, and

(C) the terms "undercover investigative operation" and "undercover operation" mean any undercover investigative operation of the Federal Bureau of Investigation (other than a foreign counterintelligence undercover investigative operation)—

(i) in which—

(I) the gross receipts (excluding interest earned) exceed $50,000, or

(II) expenditures (other than expenditures for salaries of employees) exceed $150,000, and

(ii) which is exempt from section 3302 or 9102 of title 31 of the United States Code, except that clauses (i) and (ii) shall not apply with respect to the report required under subparagraph (B) of such paragraph.

[*Total, Department of Justice:*
[*New budget (obligational) authority (all definite appropriations* .... *$3,372,801,000.*]
[*Limitation on expenses* .... *8,554,000.*]

RELATED AGENCIES

COMMISSION ON CIVIL RIGHTS

SALARIES AND EXPENSES

For expenses necessary for the Commission on Civil Rights, including hire of passenger motor vehicles, $11,887,000. $11,887,000

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Equal Employment Opportunity Commission as authorized by title VII of the Civil Rights Act of 1964, as amended, 29 U.S.C. 206(d) and 621–634, including services as authorized by 5 U.S.C. 3109; hire of passenger motor vehicles; and not to exceed $19,000,000 for payments to State and local enforcement agencies for services to the Commission pursuant to title VII of the Civil Rights Act, as amended and sections 6 and 14 of the Age Discrimination in Employment Act; $151,399,000. 151,399,000

LEGAL SERVICES CORPORATION

PAYMENT TO THE LEGAL SERVICES CORPORATION

For payment to the Legal Services Corporation to carry out the purposes of the Legal Services Corporation Act of 1974, as amended, $275,000,000: *Provided,* That notwithstanding any regulation, guideline, or rule of the Corporation, the funds appropriated in this Act for the Legal Services Corporation shall be used by the Corporation in making grants or entering into contracts under section 1006(a) (1) and (3) so as to insure that total annual funding for each such current grantee and contractor is maintained in fiscal year 1984 in the same proportion which total appropriations to the Corporation in fiscal year 1984 bear to the total appropriations to the Corporation in fiscal year 1983, unless action is taken by directors of the Corporation prior to January 1, 1984, who have been confirmed in accordance with section 1004(a) of the Legal Services Corporation Act: *Provided further,* That, notwithstanding the above proviso, the funds distributed to each grantee funded in fiscal year 1983 pursuant to the number of poor people determined by the Bureau of the Census to be within its geographical area be distributed in the following order: 275,000,000

(1) first, grants from the Legal Services Corporation and contracts entered into with the Legal Services Corporation under section 1006(a)(1) of the Legal Services Corporation Act shall be maintained in fiscal year 1984 at not less than 5 per centum more than the annual level at which each grantee and contractor was funded in fiscal year 1983 or $6.50 per poor person within its geographical area under the 1980 Census, whichever is greater;

(2) second, each such grantee funded in fiscal year 1983, pursuant to the number of poor people within its geographical area, shall be increased by an equal percentage of the amount

by which the grantee's funding, including the increase under the first priority above, falls below $13 per poor person within its geographical area under the the 1980 Census:

Provided further, That none of the funds appropriated in this Act for the Legal Services Corporation shall be used to bring a class action suit against the Federal Government or any State or local government unless—

(1) the project director of a recipient has expressly approved the filing of such an action in accordance with policies established by the governing body of such recipient;

(2) the class relief which is the subject of such an action is sought for the primary benefit of individuals who are eligible for legal assistance; and

(3) that prior to filing such an action, the recipient project director has determined that the government entity is not likely to change the policy or practice in question, that the policy or practice will continue to adversely affect eligible clients, that the recipient has given notice of its intention to seek class relief and that responsible efforts to resolve without litigation the adverse effects of the policy or practice have not been successful or would be adverse to the interest of the clients:

except that this proviso may be superseded by regulations governing the bringing of class action suits promulgated by a majority of the Board of Directors of the Corporation who have been confirmed in accordance with section 1004(a) of the Legal Services Corporation Act: *Provided further,* That none of the funds appropriated in this Act made available by the Legal Services Corporation may be used—

(1) to pay for any publicity or propaganda intended or designed to support or defeat legislation pending before Congress or State or local legislative bodies or intended or designed to influence any decision by a Federal, State, or local agency;

(2) to pay for any personal service, advertisement, telegram, telephone communication, letter, printed or written matter, or other device, intended or designed to influence any decision by a Federal, State, or local agency, except when legal assistance is provided by an employee of a recipient to an eligible client on a particular application, claim, or case, which directly involves the client's legal rights or responsibilities;

(3) to pay for any personal service, advertisement, telegram, telephone communication, letter, printed or written matter, or any other device intended or designed to influence any Member of Congress or any other Federal, State, or local elected official—

(A) to favor or oppose any referendum, initiative, constitutional amendment, or any similar procedure of the Congress, any State legislature, any local council or any similar governing body acting in a legislative capacity,

(B) to favor or oppose an authorization or appropriation directly affecting the authority, function, or funding of the recipient or the Corporation, or

(C) to influence the conduct of oversight proceedings of the recipient or the Corporation;

(4) to pay for any personal service, advertisement, telegram, telephone communication, letter, printed or written matter, or any other device intended or designed to influence any Member of Congress or any other Federal, State, or local elected official to favor or oppose any Act, bill, resolution, or similar legislation, except that this proviso shall not preclude funds from being used to provide communication directly to a Federal, State, or local elected official on a specific and distinct matter where the purpose of such communication is to bring the matter to the official's attention if—

(A) the project director of a recipient has expressly approved in writing the undertaking of such communication to be made on behalf of a client or class of clients in accordance with policy established by the governing body of the recipient; and

(B) the project director of a recipient has determined prior to the undertaking of such communication, that—

(i) the client and each such client is in need of relief which can be provided by the legislative body involved;

(ii) appropriate judicial and administrative relief have been exhausted; and

(iii) documentation has been secured from each eligible client that includes a statement of the specific legal interests of the client, except that such communication may not be the result of participation in a coordinated effort to provide such communications under this proviso; and

(C) the project director of a recipient maintains documentation of the expense and time spent under this proviso as part of the records of the recipient; or

(D) the project director of a recipient has approved the submission of a communication to a legislator requesting introduction of a private relief bill:

except that nothing in this proviso shall prohibit communications made in response to a request from a Federal, State, or local official: *Provided further,* That none of the funds appropriated in this Act made available by the Legal Services Corporation may be used to pay for any administrative or related costs associated with an activity prohibited in clause (1), (2), (3), or (4) of the previous proviso: *Provided further,* That none of the funds appropriated under this Act for the Legal Services Corporation will be expended to provide legal assistance for or on behalf of any alien unless the alien is present in the United States and is—

(1) an alien lawfully admitted for permanent residence as defined in section 101(a)(20) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(20));

(2) an alien who is either married to a United States citizen or is a parent or an unmarried child under the age of twenty-one years of such a citizen and who has filed an application for adjustment of status to permanent resident under the Immigration and Nationality Act, and such application has not been rejected;

(3) an alien who is lawfully present in the United States pursuant to an admission under section 207 of the Immigration and Nationality Act (8 U.S.C. 1157, relating to refugee admissions) or who has been granted asylum by the Attorney General under such Act; or

(4) an alien who is lawfully present in the United States as a result of the Attorney General's withholding of deportation pursuant to section 243(h) of the Immigration and Nationality Act (8 U.S.C. 1253(h)):

Provided further, That an alien who is lawfully present in the United States as a result of being granted conditional entry pursuant to section 203(a)(7) of the Immigration and Nationality Act (8 U.S.C. 1153(a)(7)) before April 1, 1980, because of persecution or fear of persecution on account of race, religion, or political opinion or because of being uprooted by catastrophic natural calamity shall be deemed, for purposes of the previous proviso, to be an alien described in clause (3) of the previous proviso: *Provided further,* That none of the funds appropriated for the Legal Services Corporation may be used to support or conduct training programs for the purpose of advocating particular public policies or encouraging political activities, labor or antilabor activities, boycotts, picketing, strikes, and demonstrations, including the dissemination of information about such policies or activities, except that this provision shall not be construed to prohibit the training of attorneys or paralegal personnel necessary to prepare them to provide adequate legal assistance to eligible clients or to advise any eligible client as to the nature of the legislative process or inform any eligible client of his rights under statute, order, or regulation: *Provided further*, That none of the funds appropriated in this Act for the Legal Services Corporation may be used to carry out the procedures established pursuant to section 1011(2) of the Legal Services Corporation Act unless the Corporation prescribes procedures to insure that financial assistance under this title shall not be terminated, and a suspension of financial assistance shall not be continued for more than thirty days, unless the grantee, contractor, or person or entity receiving financial assistance under this title has been afforded reasonable notice and opportunity for a timely, full, and fair hearing and, when requested, such hearing shall be conducted by an independent hearing examiner, subject to the following conditions—

(1) such request for a hearing shall be made to the Corporation within thirty days after receipt of notice to terminate financial assistance, deny an application for refunding, or suspend financial assistance and such hearing shall be conducted within thirty days of receipt of such request for a hearing;

(2) the Corporation shall make such final decision within thirty days after completion of such hearing; and

(3) hearing examiners shall be appointed by the Corporation in accordance with procedures established in regulations promulgated by the Corporation:

Provided further, Than none of the funds appropriated in this Act for the Legal Services Corporation may be used to carry out the procedures established pursuant to section 1011(2) of the Legal Services Corporation Act unless the Corporation prescribes procedures to ensure that an application for refunding shall not be denied unless the grantee, contractor, or person or entity receiving assistance under this title has been afforded reasonable notice and opportunity for a timely, full, and fair hearing to show cause why such action should not be taken and subject to all other conditions of the previous proviso: *Provided further*, That none of the funds appropriated in this Act for the Legal Services Corporation shall be used by the Corporation in making grants or entering into contracts for legal assistance unless the Corporation insures that the recipient is either (1) a private attorney or attorneys (for the sole purpose of furnishing legal assistance to eligible clients) or (2) a qualified nonprofit organization chartered under the laws of one of the States, a purpose of which is furnishing legal assistance to eligible clients, the majority of the board of directors or other governing body of which organization is comprised of attorneys who are admitted to practice in one of the States and who are appointed to terms of office on such board or body by the governing bodies of State, county, or municipal bar associations the membership of which represents a majority of the attorneys practicing law in the locality in which the organization is to provide legal assistance: *Provided further*, That no member of the Board of Directors of the Legal Services Corporation shall be compensated for his services to the Corporation except for the payment of an attendance fee at meetings of the Board at a rate not to exceed the highest daily rate for grade fifteen (15) of the General Schedule and necessary travel expenses to attend Board meetings in accordance with the Standard Government Travel Regulations: *Provided further*, That no officer or employee of the Legal Services Corporation or a recipient program shall be reimbursed for membership in a private club, or be paid severance pay in excess of what would be paid a Federal employee for comparable service:

Provided further, That none of the funds appropriated in this Act shall be expended by the Legal Services Corporation to participate in litigation unless the Corporation or a recipient of the Corporation is a party, or a recipient is representing an eligible client in litigation in which the interpretation of this title or a regulation promulgated under this title is an issue, and shall not participate on behalf of any client other than itself.

This title may be cited as the "Department of Justice and Related Agencies Appropriation Act, 1984".

[Total, Related Agencies, $438,286,000.]

[Total, title II, Department of Justice and related agencies:
[New budget (obligational) authority (all definite appropriations .... $3,811,087,000.]
[Limitation on expenses .... 8,554,000.]

TITLE III—DEPARTMENT OF STATE AND RELATED AGENCIES

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

SALARIES AND EXPENSES

For necessary expenses of the Department of State and the Foreign Service, not otherwise provided for, including obligations of the United States abroad pursuant to treaties, international agreements, and binational contracts (including obligations assumed in Germany on or after June 5, 1945); expenses authorized by section 9 of the Act of August 31, 1964, as amended (31 U.S.C. 3721), and section 2 of the State Department Basic Authorities Act of 1956, as amended (22 U.S.C. 2669); telecommunications; expenses necessary to provide maximum physical security in Government-owned and leased properties and vehicles abroad; permanent representation to certain international organizations in which the United States participates pursuant to treaties, conventions, or specific Acts of Congress; expenses of the United States-Japan Advisory Group; acquisition by exchange or purchase of vehicles as authorized by law, except that special requirement vehicles may be purchased without regard to any price limitation otherwise established by law; $1,114,810,000, of which $17,500,000 shall remain available until September 30, 1985. Of the amounts available for expenditure pursuant to the International Center Act of 1968, not to exceed $925,000 may be made available until expended from proceeds of lease, sale, or exchange for purposes authorized in section 5 thereof as amended by Public Law 97-186. $1,114,810,000

REOPENING CONSULATES

For necessary expenses of the Department of State and the Foreign Service for reopening and operating certain United States consulates as specified in section 103 of the Department of State Authorization Act, fiscal years 1982 and 1983, $2,500,000. 2,500,000

REPRESENTATION ALLOWANCES

For representation allowances as authorized by section 905 of the Foreign Service Act of 1980, as amended (22 U.S.C. 4085), and for representation by United States missions to the United Nations and the Organization of American States, $4,148,000. 4,148,000

ACQUISITION, OPERATION, AND MAINTENANCE OF BUILDINGS ABROAD

For necessary expenses for carrying out the Foreign Service Buildings Act of 1926, as amended (22 U.S.C. 292-300), $160,000,000, to remain available until expended, of which $1,100,000 shall be availa- 160,000,000 ble for an air conditioning project at the United States Embassy in Mexico City; and of which not to exceed $2,800,000 shall be available for purchase of a site adjacent to the United States Embassy in Mexico City; and of which $1,500,000 shall be available for design and development of a new chancery building for the United States Embassy in Seoul, Korea; and, in addition there shall be available subject to the approval of the Committees on Appropriations of the House and Senate under said Committees' policies concerning the reprogramming of funds, the sum of $30,000,000, to remain available until expended, for overseas housing requirements. $30,000,000

[*Total, Acquisition, Operation, and Maintenance of Buildings Abroad, $190,000,000.*]

ACQUISITION, OPERATION, AND MAINTENANCE OF BUILDINGS ABROAD (SPECIAL FOREIGN CURRENCY PROGRAM)

For payments in foreign currencies which the Treasury Department determines to be excess to the normal requirements of the United States for the purposes authorized by section 4 of the Foreign Service Buildings Act of 1926, as amended (22 U.S.C. 295), $10,012,000, to remain available until expended. 10,012,000

EMERGENCIES IN THE DIPLOMATIC AND CONSULAR SERVICE

For expenses necessary to enable the Secretary of State to meet unforeseen emergencies arising in the Diplomatic and Consular Service, to be expended pursuant to the requirement of 31 U.S.C. 3526(e), $4,356,000. 4,356,000

PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

For necessary expenses to carry out the Taiwan Relations Act, Public Law 96-8 (93 Stat. 14), $9,380,000. 9,380,000

PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

For payment to the Foreign Service Retirement and Disability Fund, as authorized by law, $103,791,000. 103,791,000

[*Total, Administration of Foreign Affairs, $1,438,997,000.*]

INTERNATIONAL ORGANIZATIONS AND CONFERENCES

CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

For expenses, not otherwise provided for, necessary to meet annual obligations of membership in international multilateral organizations, pursuant to treaties, conventions, or specific Acts of Congress, $520,515,000: *Provided*, That none of the funds appropriated in this paragraph shall be available for a United States contribution to an international organization for the United States' share of interest costs made known to the United States Government by such organization for loans incurred on or after October 1, 1983, through external borrowings. 520,515,000

CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING ACTIVITIES

For payments, not otherwise provided for, by the United States for expenses of the United Nations peacekeeping forces, $66,279,000. 66,279,000

INTERNATIONAL CONFERENCES AND CONTINGENCIES

For necessary expenses authorized by section 5 of the State Department Basic Authorities Act of 1956, contributions for the United States share of general expenses of international organizations and representation to such organizations, and personal services without regard to civil service and classification laws, $8,910,000 to remain available until expended, of which not to exceed $225,000 may be expended for representation as authorized by law. $8,910,000

[*Total, International Organizations and Conferences, $595,704,000.*]

INTERNATIONAL COMMISSIONS

For necessary expenses, not otherwise provided for, to meet obligations of the United States arising under treaties, conventions, or specific Acts of Congress, as follows:

INTERNATIONAL BOUNDARY AND WATER COMMISSION, UNITED STATES AND MEXICO

For necessary expenses for the United States Section of the United States and Mexico International Boundary and Water Commission, and to comply with laws applicable to the United States Section; and leasing of private property to remove therefrom sand, gravel, stone, and other materials, without regard to section 3709 of the Revised Statutes, as amended (41 U.S.C. 5); as follows:

SALARIES AND EXPENSES

For salaries and expenses, not otherwise provided for, including preliminary surveys, $10,651,000: *Provided,* That expenditures for the Rio Grande bank protection project shall be subject to the provisions and conditions contained in the appropriation for said project as provided by the Act approved April 25, 1945 (59 Stat. 89): *Provided further,* That the Anzalduas diversion dam shall not be operated for irrigation or water supply purposes in the United States unless suitable arrangements have been made with the prospective water users for repayment to the Government of such portions of the cost of said dam as shall have been allocated to such purposes by the Secretary of State: *Provided further,* That not to exceed $800,000 of the amount appropriated in this paragraph shall be available for reimbursement of the city of San Diego, in the State of California, for expenses incurred in treating domestic sewage received from the city of Tijuana, in the State of Baja California, Mexico, and not to exceed $100,000 of the amount appropriated in this paragraph shall be available for reimbursement of the city of Nogales, in the State of Arizona, for expenses incurred in treating domestic sewage received from the city of Nogales, in the State of Sonora, Mexico. 10,651,000

CONSTRUCTION

For detailed plan preparation and construction of authorized projects, to remain available until expended, $672,000. 672,000

AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

For necessary expenses, not otherwise provided for, $3,426,000; for the International Joint Commission, including salaries and expenses of the Commissioners on the part of the United States who shall serve at the pleasure of the President; salaries of employees appointed by the Commissioners on the part of the United States with the approval solely of the Secretary of State; travel expenses and compensation of witnesses; not to exceed $3,000 for representation; and the International Boundary Commission, for necessary expenses, not otherwise provided for, including expenses required by awards to the Alaskan Boundary Tribunal and existing treaties between the United States and Canada or Great Britain. 3,426,000

INTERNATIONAL FISHERIES COMMISSIONS

For necessary expenses for international fisheries commissions, not otherwise provided for, $8,876,000: *Provided*, That the United States share of such expenses may be advanced to the respective commissions. $8,876,000

[*Total, International Commissions, $23,625,000.*]

Other

UNITED STATES BILATERAL SCIENCE AND TECHNOLOGY AGREEMENTS

For expenses, not otherwise provided for, to enable the United States to participate in programs of scientific and technological cooperation with Yugoslavia; $1,683,000, to remain available until expended. 1,683,000

THE ASIA FOUNDATION

For a grant to the Asia Foundation, $9,900,000, to remain available until expended: *Provided*, That section 15(a) of the State Department Basic Authorities Act of 1956 shall not apply to the unobligated balances of previous appropriations for the activities of the Asia Foundation. 9,900,000

General Provisions—Department of State

Sec. 301. None of the funds appropriated in this title shall be used (1) to pay the United States contribution to any international organization which engages in the direct or indirect promotion of the principle or doctrine of one world government or one world citizenship; (2) for the promotion, direct or indirect, of the principle or doctrine of one world government or one world citizenship.

Sec. 302. Funds appropriated under this title shall be available for expenses of international arbitrations and other proceedings for the international resolution of disputes arising under treaties or other international agreements, including international air transport agreements, and arbitrations arising under contracts authorized by law for the performance of services or acquisition of property abroad.

Sec. 303. Funds appropriated under this title shall be available, except as otherwise provided, for salaries and expenses of personnel and dependents as authorized by the Foreign Service Act of 1980 (94 Stat. 2071); allowances and differentials as authorized by subchapter III of chapter 59 of 5 U.S.C.; services as authorized by 5 U.S.C. 3109; expenses as authorized by section 2 (a), (c), and (e) of the State Department Basic Authorities Act of 1956; and hire of passenger or freight transportation.

[*Total, Department of State (all definite appropriations), $2,069,909,000.*]

RELATED AGENCIES

Arms Control and Disarmament Agency

ARMS CONTROL AND DISARMAMENT ACTIVITIES

For necessary expenses, not otherwise provided for, for arms control and disarmament activities, including not to exceed $24,000 for official reception and representation expenses, authorized by the Act of September 26, 1961, as amended (22 U.S.C. 2551 et seq.), $18,500,000. 18,500,000

BOARD FOR INTERNATIONAL BROADCASTING

GRANTS AND EXPENSES

For expenses of the Board for International Broadcasting, includ-
ing grants to RFE/RL, Inc., $100,000,000, of which not to exceed $100,000,000
$52,000 may be made available for official reception and representa-
tion expenses: *Provided*, That notwithstanding section 8(b) of the
Board for International Broadcasting Act of 1973, not to exceed
$4,900,000 of the amounts placed in reserve in fiscal year 1983 4,900,000
pursuant to that section or which would be placed in reserve *(reappropria-*
pursuant to that section, shall be available in fiscal year 1984 to the *ation)*
Board for carrying out that Act, and, in addition, $13,282,000 shall 13,282,000
be appropriated for grants to RFE/RL, Inc. for facility moderniza-
tion and program enhancement.

[*Total, Board for International Broadcasting, $118,182,000.*]

COMMISSION ON SECURITY AND COOPERATION IN EUROPE

SALARIES AND EXPENSES

For expenses necessary for the Commission on Security and Coop-
eration in Europe, as authorized by Public Law 94-304, $544,000 to 544,000
remain available until expended: *Provided*, That not to exceed
$6,000 of such amount shall be available for official reception and
representation expenses: *Provided further*, That none of the funds
appropriated under this heading shall be available during calendar
year 1984 unless a conference report on H.R. 2915, "The State
Department Authorization Act" is filed.

JAPAN-UNITED STATES FRIENDSHIP COMMISSION

JAPAN-UNITED STATES FRIENDSHIP TRUST FUND

For expenses of the Japan-United States Friendship Commission
as authorized by Public Law 94-118, as amended, from the interest
earned on the Japan-United States Friendship Trust Fund,
$1,683,000, to remain available until expended; and an amount of 1,683,000
Japanese currency not to exceed the equivalent of $1,200,000 based *(trust funds)*
on exchange rates at the time of payment of such amounts, to *1,200,000*
remain available until expended: *Provided*, That not to exceed a *(foreign*
total of $2,500 of such amounts shall be available for official recep- *currency)*
tion and representation expenses.

UNITED STATES INFORMATION AGENCY

SALARIES AND EXPENSES

For expenses, not otherwise provided for, necessary to enable the
United States Information Agency, as authorized by Reorganization
Plan No. 2 of 1977, the Mutual Educational and Cultural Exchange
Act, as amended (22 U.S.C. 2451 et seq.), and the United States
Information and Educational Exchange Act, as amended (22 U.S.C.
1431 et seq.), to carry out international communication, educational
and cultural activities, including employment, without regard to
civil service and classification laws, of persons on a temporary basis
(not to exceed $20,000); expenses authorized by the Foreign Service
Act of 1980 (22 U.S.C. 3901 et seq.), living quarters as authorized by 5
U.S.C. 5912, and allowances as authorized by 5 U.S.C. 5921-5928;
and entertainment, including official receptions, within the United
States, not to exceed $20,000; $471,853,000, of which not to exceed 471,853,000
$6,509,000 of the amounts allocated by the United States Informa-

tion Agency to carry out section 102(a)(3) of the Mutual Educational and Cultural Exchange Act, as amended (22 U.S.C. 2452(a)(3)), shall remain available until expended: *Provided*, That not to exceed $615,000 may be used for representation abroad: *Provided further*, That receipts not to exceed $500,000 may be credited to this appropriation from fees or other payments received from or in connection with English-teaching programs as authorized by section 810 of Public Law 80-402, as amended.

RADIO BROADCASTING TO CUBA

For an additional amount, necessary to enable the United States Information Agency to carry out the Radio Broadcasting to Cuba Act (providing for the Radio Marti program or Cuba Service of the Voice of America), including the purchase, rent, construction, and improvement of facilities for radio transmission and reception and purchase and installation of necessary equipment for radio transmission and reception, $10,000,000, to remain available until expended. $ 10,000,000

EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

For expenses of Fulbright, International Visitor, Humphrey Fellowship and Congress-Bundestag Exchange Programs as authorized by Reorganization Plan No. 2 of 1977 and the Mutual Educational and Cultural Exchange Act, as amended (22 U.S.C. 2451 et seq.), $92,900,000. For the Private Sector Exchange Programs, $7,100,000. 92,900,000

[*Total, Educational and Cultural Exchange Programs, $100,000,000.*] 7,100,000

NATIONAL ENDOWMENT FOR DEMOCRACY

For grants made by the United States Information Agency to the National Endowment for Democracy as authorized by the National Endowment for Democracy Act, $18,000,000: *Provided*, That these funds shall be available for obligation only upon enactment into law of authorizing legislation. 18,000,000

SALARIES AND EXPENSES (SPECIAL FOREIGN CURRENCY PROGRAM)

For payments in foreign currencies which the Department of the Treasury determines to be excess to the normal requirements of the United States, for necessary expenses of the United States Information Agency, as authorized by law, $10,450,000, to remain available until expended. 10,450,000

CENTER FOR CULTURAL AND TECHNICAL INTERCHANGE BETWEEN EAST AND WEST

To enable the Director of the United States Information Agency to provide for carrying out the provisions of the Center for Cultural and Technical Interchange Between East and West Act of 1960, by grant to any appropriate recipient in the State of Hawaii, $18,362,000: *Provided*, That none of the funds appropriated herein shall be used to pay any salary, or to enter into any contract providing the payment thereof, in excess of the highest rate authorized in the General Schedule of the Classification Act of 1949, as amended. 18,362,000

ACQUISITION AND CONSTRUCTION OF RADIO FACILITIES

For an additional amount for the purchase, rent, construction, and improvement of facilities for radio transmission and reception and purchase and installation of necessary equipment for radio transmission and reception, and for lease of real property for periods

$31,000,000 up to twenty-five years in Africa, $31,000,000, to remain available until expended.

This title may be cited as the "Department of State and Related Agencies Appropriation Act, 1984".

[*Total, United States Information Agency, $659,665,000.*]

[*Total, title III, Department of State and related agencies:*

[New budget (obligational) authority (all definite appropriations).. $2,868,483,000.]

[Foreign Currency Appropriation .... 1,200,000.]

TITLE IV—THE JUDICIARY

Supreme Court of the United States

SALARIES AND EXPENSES

For expenses necessary for the operation of the Supreme Court, as required by law, excluding care of the building and grounds, including purchase, or hire, driving, maintenance and operation of an automobile for the Chief Justice, hire of passenger motor vehicles; not to exceed $10,000 for official reception and representation expenses; and for miscellaneous expenses, to be expended as the Chief Justice may approve; $13,635,000. 13,635,000

CARE OF THE BUILDING AND GROUNDS

For such expenditures as may be necessary to enable the Architect of the Capitol to carry out the duties imposed upon him by the Act approved May 7, 1934 (40 U.S.C. 13a–13b), including improvements, maintenance, repairs, equipment, supplies, materials, and appurtenances; special clothing for workmen; and personal and other services (including temporary labor without regard to the Classification and Retirement Acts, as amended), and for snow removal by hire of men and equipment or under contract without compliance with section 3709 of the Revised Statutes, as amended (41 U.S.C. 5); $1,971,000, of which $131,000 shall remain available until expended. 1,971,000

[*Total, Supreme Court of the United States, $15,606,000.*]

United States Court of Appeals for the Federal Circuit

SALARIES AND EXPENSES

For salaries of the chief judge, judges, and other officers and employees, and for all necessary expenses of the court, $4,680,000. 4,680,000

United States Court of International Trade

SALARIES AND EXPENSES

For salaries of the chief judge and eight judges; salaries of the officers and employees of the court; services as authorized by 5 U.S.C. 3109; and necessary expenses of the court, including exchange of books and traveling expenses, as may be approved by the court; $5,675,000: *Provided*, That travel expenses of judges of the Court of International Trade shall be paid upon written certificate of the judge. 5,675,000

Courts of Appeals, District Courts, and Other Judicial Services

SALARIES OF JUDGES

For salaries of circuit judges; district judges (including judges of the district courts of the Virgin Islands, Guam, and the Northern Mariana Islands); judges of the United States Claims Court; and justices and judges retired or resigned under title 28, United States Code, sections 371, 372, and 373; $69,500,000.

$69,500,000

SALARIES OF SUPPORTING PERSONNEL

For the salaries of secretaries and law clerks to circuit and district judges, magistrates and staff, circuit executives, clerks of court, probation officers, pretrial service officers, staff attorneys, librarians, the supporting personnel of the United States Claims Court, and all other officers and employees of the Federal Judiciary, not otherwise specifically provided for, $330,000,000: *Provided*, That the secretaries and law clerks to circuit and district judges shall be appointed in such number and at such rates of compensation as may be determined by the Judicial Conference of the United States: *Provided further*, That the number of staff attorneys to be appointed in each of the courts of appeals shall not exceed the ratio of one attorney for each authorized judgeship.

330,000,000

DEFENDER SERVICES

For the operation of Federal Public Defender and Community Defender organizations, the compensation and reimbursement of expenses of attorneys appointed to represent persons under the Criminal Justice Act of 1964, as amended, and the compensation of attorneys appointed to represent jurors in civil actions for the protection of their employment, as authorized by law; $37,000,000, to remain available until expended.

37,000,000

FEES OF JURORS AND COMMISSIONERS

For fees and expenses and refreshments of jurors; compensation of jury commissioners; and compensation of commissioners appointed in condemnation cases pursuant to Rule 71A(h) of the Federal Rules of Civil Procedure; $43,500,000, to remain available until expended: *Provided*, That the compensation of land commissioners shall not exceed the daily equivalent of the highest rate payable under section 5332 of title 5, United States Code.

43,500,000

EXPENSES OF OPERATION AND MAINTENANCE OF THE COURTS

For necessary operation and maintenance expenses, not otherwise provided for, incurred by the Judiciary, including the purchase of firearms and ammunition, $75,350,000.

75,350,000

BANKRUPTCY COURTS, SALARIES AND EXPENSES

For salaries and expenses of the judges and other officers and employees of the Bankruptcy Courts of the United States, not otherwise provided for, $100,895,000.

100,895,000

SERVICES FOR DRUG DEPENDENT OFFENDERS

For contractual services and expenses relating to the supervision of drug dependent offenders, as authorized by Public Law 95-537, $5,000,000.

5,000,000

SPACE AND FACILITIES

For rental of space, alterations, and related services and facilities, including the procurement, transportation, and installation of furniture and furnishings for the United States Courts of Appeals, District Courts, Bankruptcy Courts, and Claims Court, $142,624,000. $142,624,000

COURT SECURITY

For necessary expenses, not otherwise provided for, incident to the procurement, installation, and maintenance of security equipment and protective services for the United States Courts in courtrooms and adjacent areas, including building ingress-egress control, inspection of packages, directed security patrols, and other similar activities; $18,690,000, to be expended directly or transferred to the 18,690,000
United States Marshals Service which shall be responsible for administering elements of the Judicial Security Program consistent with standards or guidelines agreed to by the Director of the Administrative Office of the United States Courts and the Attorney General.

[Total, Courts of Appeals, District Courts, and Other Judicial Services, $822,559,000.]

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

SALARIES AND EXPENSES

For necessary expenses of the Administrative Office of the United States Courts, including travel, advertising, hire of a passenger motor vehicle, and rent in the District of Columbia and elsewhere, $26,775,000, of which $700,000 shall be derived by transfer from "Pretrial Services Agencies, The Judiciary". 26,075,000
700,000
(by transfer)

FEDERAL JUDICIAL CENTER

SALARIES AND EXPENSES

For necessary expenses of the Federal Judicial Center, as authorized by Public Law 90-219, $8,445,000. 8,445,000

GENERAL PROVISIONS—THE JUDICIARY

SEC. 401. Appropriations and authorizations made in this title which are available for salaries and expenses shall be available for services as authorized by 5 U.S.C. 3109.

SEC. 402. Appropriations made in this title shall be available for salaries and expenses of the Temporary Emergency Court of Appeals authorized by Public Law 92-210.

SEC. 403. The position of trustee coordinator in the Bankruptcy Courts of the United States shall not be limited to persons with formal legal training.

SEC. 404. Notwithstanding any other provision of law, the Administrative Office of the United States Courts, or any other agency or instrumentality of the United States, is prohibited from restricting solely to staff of the Clerks of the United States Bankruptcy Courts the issuance of notices to creditors and other interested parties. The Administrative Office shall permit and encourage the preparation and mailing of such notices to be performed by or at the expense of the debtors, trustees or such other interested parties as the Court may direct and approve. The Administrator of the United States Courts shall make appropriate provisions for the use of and accounting for any postage required pursuant to such directives. The provisions of this paragraph shall terminate on October 1, 1984.

This title may be cited as the "Judiciary Appropriation Act, 1984".

Total, title IV, The Judiciary:

[New budget (obligational) authority (all definite appropriations)	*$883,040,000.]*
[By transfer	*700,000.]*

TITLE V—GENERAL PROVISIONS

SEC. 501. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

SEC. 502. No part of any appropriation contained in this Act shall be used to administer any program which is funded in whole or in part from foreign currencies or credits for which a specific dollar appropriation therefor has not been made.

SEC. 503. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 504. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 505. None of the funds appropriated or otherwise made available by this Act shall be available to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States.

SEC. 506. No funds appropriated under this Act may be used for any action by the Attorney General or by the Secretary of State which is not in compliance with the provisions of the Refugee Act of 1980.

SEC. 507. If any provision of this Act or the application of such provision to any person or circumstances shall be held invalid, the remainder of the Act and the application of such provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

SEC. 508. None of the funds in this Act shall be available for payment of that portion of Standard Level User Charges (SLUC) that are in excess of a 7 per centum increase over the amounts paid for such charges in fiscal year 1983.

SEC. 509. (a) None of the funds provided under this Act shall be available for obligation or expenditure through a reprograming of funds which: (1) creates new programs; (2) eliminates a program, project, or activity; (3) increases funds or personnel by any means for any project or activity for which funds have been denied or restricted; (4) relocates an office or employees; (5) reorganizes offices, programs, or activities; or (6) contracts out any functions or activities presently performed by Federal employees; unless the Appropriations Committees of both Houses of Congress are notified fifteen days in advance of such reprograming of funds.

(b) None of the funds provided under this Act shall be available for obligation or expenditure for activities, programs, or projects through a reprograming of funds in excess of $250,000 or 10 per centum, whichever is less, that: (1) augments existing programs, projects, or activities; (2) reduces by 10 per centum funding for any existing program, project, or activity, or numbers of personnel by 10 per centum as approved by Congress; or (3) results from any general savings from a reduction in personnel which would result in a change in existing programs, activities, or projects as approved by Congress, unless, the Appropriations Committees of both Houses of Congress are notified fifteen days in advance of such reprograming of funds.

SEC. 510. None of the funds appropriated in title I and title II of this Act may be used for any activity, the purpose of which is to overturn or alter the per se prohibition on resale price maintenance in effect under Federal antitrust laws: *Provided*, That nothing in this provision shall prohibit any employee of a department or agency for which funds are provided in titles I and II of this Act from presenting testimony on this matter before appropriate committees of the House and Senate.

This Act may be cited as the "Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1984".

Approved November 28, 1983.

LEGISLATIVE HISTORY—H.R. 3222 (H.R. 3134) (S. 1721)

HOUSE REPORTS: No. 98-232 (Comm. on Appropriations), No. 98-226 accompanying H.R. 3134 (Comm. on Appropriations) and No. 98-478 (Comm. of Conference).
SENATE REPORT No. 98-206 accompanying S. 1721 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Sept. 19, considered and passed House.
  Oct. 21, considered and passed Senate, amended.
  Nov. 9, House agreed to conference report; concurred in certain Senate amendments, in others with amendments, and disagreed to an amendment.
  Nov. 15, Senate agreed to conference report; concurred in House amendments and in another with an amendment.
  Nov. 16, House concurred in Senate amendment.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 48 (1983):
  Nov. 28, Presidential statement.

Grand total:		
Appropriations—Definite	$10,499,665,000	
By transfer	*(76,900,000)*	
Appropriations to liquidate contract authority	*(401,294,000)*	
Reappropriations	*(4,900,000)*	
Limitation on expenses	*(8,554,000)*	
Limitation on direct loans	*(7,500,000)*	
Limitation on guaranteed loans	*(165,000,000)*	
Total, new budget (obligational) authority, Departments of Commerce, Justice, and State, the Judiciary and Related Agencies Appropriation Act, 1984		**$10,499,665,000**

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 provided in the foregoing annual appropriation act, the following additional amounts are available for the Departments of Commerce, Justice and State, and the Judiciary for the fiscal year:

Permanent appropriations:		
Federal funds (pp. 1001 and 1006)	$258,972,000	
Trust funds (pp. 1011, 1013-1014, and 1017-1018)	634,967,000	
Foreign Assistance and Related Programs Appropriations Bill, 1984:		
International narcotics control (p. 1111)	41,200,000	
Migration and refugee assistance (p. 1112)	323,000,000	
Anti-terrorism assistance (p. 1112)	2,500,000	
Further Continuing Appropriations, 1984 (Public Law 98-151):		
Department of Justice (p. 525)	100,000	
Subtotal, additions		1,260,739,000

Deduct amounts for independent agencies transferred to the Department of Transportation and General Government totals:

Department of Transportation:	
Maritime Administration (pp. 122-123)	$84,668,000
General Government:	
Arms Control and Disarmament Agency (p. 140)	18,500,000
Board for International Broadcasting (p. 141)	118,182,000
Commission on Civil Rights (p. 133)	11,887,000
Commission on Security and Cooperation in Europe (p. 141)	544,000

General Government—Continued:		
Chrysler Corporation Loan Guarantee Program:		
Administrative expenses (p. 123)	$495,000	
Equal Employment Opportunity Commission (p. 133)	151,399,000	
Federal Communications Commission (pp. 123-124)	86,383,000	
Federal Maritime Commission (p. 124)	10,756,000	
Federal Trade Commission (p. 124)	63,500,000	
International Trade Commission (p. 124)	20,774,000	
Japan-United States Friendship Commission (p. 141)	1,683,000	
Legal Services Corporation (pp. 133-137)	275,000,000	
Marine Mammal Commission (p. 124)	929,000	
Office of the United States Trade Representative (p. 124)	11,371,000	
Securities and Exchange Commission (p. 125)	93,000,000	
Small Business Administration (pp. 125-126)	595,953,000	
United States Information Agency (pp. 141-143)	659,665,000	
Subtotal, deductions		−$2,204,689,000
Grand total, Departments of Commerce, Justice, and State, and the Judiciary		9,555,715,000

DEPARTMENT OF DEFENSE APPROPRIATION ACT, 1984

Public Law 98-212

98th Congress, H.R. 4185

December 8, 1983

AN ACT

Making appropriations for the Department of Defense for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 1984, for military functions administered by the Department of Defense, and for other purposes, namely:

TITLE I

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Army on active duty (except members of reserve components provided for elsewhere), cadets, and aviation cadets; $15,048,533,000. $15,048,533,000

MILITARY PERSONNEL, NAVY

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Navy on active duty (except members of the Reserve provided for elsewhere), midshipmen, and aviation cadets; $11,171,278,000: *Provided,* That notwithstanding any other provision of law, funds made available by this Act shall be available for payment of the Aviation Officer Continuation Bonus pursuant to agreements accepted from officers of all aviation specialties where shortages exist. 11,171,278,000

MILITARY PERSONNEL, MARINE CORPS

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Marine Corps on active duty (except members of the

Reserve provided for elsewhere); $3,433,859,000: *Provided,* That notwithstanding any other provision of law, funds made available by this Act shall be available for payment of the Aviation Officer Continuation Bonus pursuant to agreements accepted from officers of all aviation specialties where shortages exist.

$3,433,859,000

MILITARY PERSONNEL, AIR FORCE

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Air Force on active duty (except members of reserve components provided for elsewhere), cadets, and aviation cadets; $12,577,203,000.

12,577,203,000

RESERVE PERSONNEL, ARMY

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Army Reserve on active duty under sections 265, 3019, and 3033 of title 10, United States Code, or while serving on active duty under section 672(d) of title 10, United States Code, in connection with performing duty specified in section 678(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty or other duty, and for members of the Reserve Officers' Training Corps, and expenses authorized by section 2131 of title 10, United States Code, as authorized by law; $1,361,150,000.

1,361, 50,000

RESERVE PERSONNEL, NAVY

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Naval Reserve on active duty under section 265 of title 10, United States Code, or personnel while serving on active duty under section 672(d) of title 10, United States Code, in connection with performing duty specified in section 678(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty, and for members of the Reserve Officers' Training Corps, and expenses authorized by section 2131 of title 10, United States Code, as authorized by law; $739,800,000.

739,800,000

RESERVE PERSONNEL, MARINE CORPS

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Marine Corps Reserve on active duty under section 265 of title 10, United States Code, or while serving on active duty under section 672(d) of title 10, United States Code, in connection with performing duty specified in section 678(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty, and for members of the Marine Corps platoon leaders class, and expenses authorized by section 2131 of title 10, United States Code, as authorized by law; $176,200,000.

176,200,000

RESERVE PERSONNEL, AIR FORCE

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Air Force Reserve on active duty under sections 265, 8019, and 8033 of title 10, United States Code, or while serving on active duty under section 672(d) of title 10, United States Code, in connection with performing duty specified in section 678(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty or other duty, and for members of the Air Reserve Officers' Training

Corps, and expenses authorized by section 2131 of title 10, United States Code, as authorized by law; $380,000,000. $380,000,000

National Guard Personnel, Army

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Army National Guard while on duty under sections 265, 3033, or 3496 of title 10 or section 708 of title 32, United States Code, or while serving on active duty under section 672(d) of title 10 or section 502(f) of title 32, United States Code, in connection with performing duty specified in section 678(a) of title 10, United States Code, or while undergoing training, or while performing drills or equivalent duty or other duty, and expenses authorized by section 2131 of title 10, United States Code, as authorized by law; $1,882,980,000. 1,882,980,000

National Guard Personnel, Air Force

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Air National Guard on duty under sections 265, 8033, or 8496 of title 10 or section 708 of title 32, United States Code, or while serving on active duty under section 672(d) of title 10 or section 502(f) of title 32, United States Code, in connection with performing duty specified in section 678(a) of title 10, United States Code, or while undergoing training, or while performing drills or equivalent duty or other duty, and expenses authorized by section 2131 of title 10, United States Code, as authorized by law; $589,100,000. 589,100,000

[*Total, title I, Military Personnel, new budget (obligational) authority (all definite appropriations), $47,360,103,000.*]

TITLE II

RETIRED MILITARY PERSONNEL

Retired Pay, Defense

For retired pay and retirement pay, as authorized by law, of military personnel on the retired lists of the Army, Navy, Marine Corps, and Air Force, including the reserve components thereof, retainer pay for personnel of the Inactive Fleet Reserve, and payments under section 4 of Public Law 92-425 and chapter 73 of title 10, United States Code; $16,592,600,000. 16,592,600,000

[*Total, title II, Retired Military Personnel, new budget (obligational) authority (all definite appropriations), $16,592,600,000.*]

TITLE III

OPERATION AND MAINTENANCE

Operation and Maintenance, Army

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Army, as authorized by law, not to exceed $8,490,000 can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Army, and payments may be made on his certificate of necessity for confidential military purposes, $17,054,846,000, of which not less than $1,247,000,000 shall be available only for the maintenance of real property facilities. 17,054,846,000

Army Stock Fund

For the Army stock fund; $388,600,000. 388,600,000

Operation and Maintenance, Navy

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Navy and the Marine Corps, as authorized by law, not to exceed $2,700,000 can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Navy, and payments may be made on his certificate of necessity for confidential military purposes, $21,943,818,000, of which not less than $605,000,000 shall be available only for the maintenance of real property facilities: *Provided*, That of the total amount of this appropriation made available for the alteration, overhaul, and repair of naval vessels, not more than $3,100,000,000 shall be available for the performance of such work in Navy shipyards: *Provided further*, That funds herein provided shall be available for payments in support of the LEASAT program in accordance with the terms of the Aide Memoire, dated January 5, 1981. $21,943,818,000

Navy Stock Fund

For the Navy stock fund; $632,869,000. 632,869,000

Operation and Maintenance, Marine Corps

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Marine Corps, as authorized by law, $1,524,600,000, of which not less than $231,000,000 shall be available only for the maintenance of real property facilities. 1,524,600,000

Marine Corps Stock Fund

For the Marine Corps stock fund; $20,780,000. 20,780,000

Operation and Maintenance, Air Force

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Air Force, as authorized by law, including the lease and associated maintenance of replacement aircraft for the CT-39 aircraft to the same extent and manner as authorized for service contracts by section 2306(g), title 10, United States Code, and not to exceed $4,770,000 can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Air Force, and payments may be made on his certificate of necessity for confidential military purposes, $17,573,895,000, of which not less than $1,217,200,000 shall be available only for the maintenance of real property facilities. 17,573,895,000

Air Force Stock Fund

For the Air Force stock fund; $1,288,725,000. 1,288,725,000

Operation and Maintenance, Defense Agencies

For expenses, not otherwise provided for, necessary for the operation and maintenance of activities and agencies of the Department of Defense (other than the military departments), as authorized by law, $6,446,652,000, of which not to exceed $8,571,000 can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of Defense, and payments may be made on his certificate of necessity for confidential military purposes. Of the total amount of this appropriation, not less than $78,000,000 shall be available only for the maintenance of real property facilities. 6,446,652,000

Defense Stock Fund

For the Defense stock fund; $43,600,000. $43,600,000

Defense Industrial Fund

For the Defense industrial fund; $150,000,000. 150,000,000

Operation and Maintenance, Army Reserve

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Army Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications, $683,850,000, of which not less than $39,000,000 shall be available only for maintenance of real property facilities. 683,850,000

Operation and Maintenance, Navy Reserve

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Navy Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications, $634,500,000, of which not less than $29,500,000 shall be available only for the maintenance of real property facilities. 634,500,000

Operation and Maintenance, Marine Corps Reserve

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Marine Corps Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications, $52,129,000, of which not less than $2,200,000 shall be available only for the maintenance of real property facilities. 52,129,000

Operation and Maintenance, Air Force Reserve

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Air Force Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications, $781,600,000, of which not less than $19,000,000 shall be available only for the maintenance of real property facilities. 781,600,000

Operation and Maintenance, Army National Guard

For expenses of training, organizing, and administering the Army National Guard, including medical and hospital treatment and related expenses in non-Federal hospitals; maintenance, operation, and repairs to structures and facilities; hire of passenger motor vehicles; personnel services in the National Guard Bureau; travel expenses (other than mileage), as authorized by law for Army personnel on active duty, for Army National Guard division, regimental, and battalion commanders while inspecting units in compliance with National Guard regulations when specifically authorized by the Chief, National Guard Bureau; supplying and equipping the

Army National Guard as authorized by law; and expenses of repair, modification, maintenance, and issue of supplies and equipment (including aircraft), $1,170,190,000, of which not less than $40,000,000 shall be available only for the maintenance of real property facilities. $1,170,190,000

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

For operation and maintenance of the Air National Guard, including medical and hospital treatment and related expenses in non-Federal hospitals; maintenance, operation, repair, and other necessary expenses of facilities for the training and administration of the Air National Guard, including repair of facilities, maintenance, operation, and modification of aircraft; transportation of things; hire of passenger motor vehicles; supplies, materials, and equipment, as authorized by law for the Air National Guard; and expenses incident to the maintenance and use of supplies, materials, and equipment, including such as may be furnished from stocks under the control of agencies of the Department of Defense; travel expenses (other than mileage) on the same basis as authorized by law for Air National Guard personnel on active Federal duty, for Air National Guard commanders while inspecting units in compliance with National Guard regulations when specifically authorized by the Chief, National Guard Bureau, $1,789,300,000, of which not less than $38,800,000 shall be available only for the maintenance of real property facilities. 1,789,300,000

NATIONAL BOARD FOR THE PROMOTION OF RIFLE PRACTICE, ARMY

For the necessary expenses, in accordance with law, for construction, equipment, and maintenance of rifle ranges; the instruction of citizens in marksmanship; the promotion of rifle practice; and the travel of rifle teams, military personnel, and individuals attending regional, national, and international competitions; $899,000, of which not to exceed $7,500 shall be available for incidental expenses of the National Board; and from other funds provided in this Act, not to exceed $680,000 worth of ammunition may be issued under authority of title 10, United States Code, section 4311: *Provided*, That competitors at national matches under title 10, United States Code, section 4312, may be paid subsistence and travel allowances in excess of the amounts provided under title 10, United States Code, section 4313. 899,000

CLAIMS, DEFENSE

For payment, not otherwise provided for, of claims authorized by law to be paid by the Department of Defense (except for civil functions), including claims for damages arising under training contracts with carriers, and repayment of amounts determined by the Secretary concerned, or officers designated by him, to have been erroneously collected from military and civilian personnel of the Department of Defense, or from States, territories, or the District of Columbia, or members of the National Guard units thereof; $160,400,000. 160,400,000

COURT OF MILITARY APPEALS, DEFENSE

For salaries and expenses necessary for the United States Court of Military Appeals; $3,372,000, and not to exceed $1,500 can be used for official representation purposes. 3,372,000

SUMMER OLYMPICS

For logistical support and personnel services (other than pay and nontravel related allowances of members of the Armed Forces of the United States, except for members of the Reserve components thereof called or ordered to active duty to provide support for the XXIII Olympiad) provided by any component of the Department of Defense to the 1984 games of the XXIII Olympiad; $45,000,000: *Provided*, That the Department of Defense may also provide support to the Los Angeles Olympic Organizing Committee on a reimbursable basis, with such reimbursements to be credited to the current applicable appropriation accounts of the Department. $45,000,000

ENVIRONMENTAL RESTORATION, DEFENSE

For expenses, not otherwise provided for, for environmental restoration programs, including hazardous waste disposal operations and removal of unsafe or unsightly buildings and debris of the Department of Defense, and including programs and operations at sites formerly used by the Department of Defense; $150,000,000. 150,000,000

[*Total, title III, Operation and Maintenance, new budget (obligational) authority (all definite appropriations), $72,539,625,000.*]

TITLE IV

PROCUREMENT

AIRCRAFT PROCUREMENT, ARMY

For construction, procurement, production, modification, and modernization of aircraft, equipment, including ordnance, ground handling equipment, spare parts, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, without regard to section 4774, title 10, United States Code, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; $3,214,048,000, to remain available for obligation until September 30, 1986. 3,214,048,000

MISSILE PROCUREMENT, ARMY

(INCLUDING TRANSFER OF FUNDS)

For construction, procurement, production, modification, and modernization of missiles, equipment, including ordnance, ground handling equipment, spare parts, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, without regard to section 4774, title 10, United States Code, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, as follows: For Other Missile Support, $9,200,000; for the Patriot program, $885,000,000; for the Stinger program, $105,200,000, and in addition, $32,600,000 to be derived by transfer from "Missile Procurement, Army, 1983/1985"; for the Laser Hellfire program, $218,800,000; for the TOW program, $189,200,000; for the Pershing II program, $407,700,000; for the MLRS program, $532,100,000; for modification of missiles,

$123,300,000; for spares and repair parts, $271,000,000; for support equipment and facilities, $109,200,000; in all: $2,822,700,000, and in addition $32,600,000 to be derived by transfer, to remain available until September 30, 1986: *Provided*, That within the total amount appropriated, the subdivisions within this account shall be reduced by $28,000,000 for revised economic assumptions.

$2,822,700,000
(32,600,000)
(by transfer)

PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES, ARMY

(INCLUDING TRANSFER OF FUNDS)

For construction, procurement, production, and modification of weapons and tracked combat vehicles, equipment, including ordnance, spare parts and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, without regard to section 4774, title 10, United States Code, for the foregoing purposes, and such lands and interests therein may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; $4,594,103,000, and in addition, $65,200,000, to be derived by transfer from "Procurement of Weapons and Tracked Combat Vehicles, Army, 1982/1984" and $83,800,000, to be derived by transfer from "Procurement of Weapons and Tracked Combat Vehicles, Army, 1983/1985", to remain available for obligation until September 30, 1986: *Provided*, That notwithstanding any other provision of law, within three months after enactment of this Act the Secretary of Defense shall complete and submit to the Committees on Appropriations and Armed Services of the House and Senate a study on the feasibility and cost effectiveness of establishing a second production source or multiyear procurement of the AGT 1500 engine for the M-1 tank, together with the Secretary's determination, based on the findings of such study, whether a second production source or multiyear procurement contract is in the national interest: *Provided further*, That current production of the AGT 1500 engine shall not be interrupted or reduced in the interim.

4,594,103,000
(65,200,000)
(by transfer)
(83,800,000)
(by transfer)

PROCUREMENT OF AMMUNITION, ARMY

For construction, procurement, production, and modification of ammunition, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including ammunition facilities authorized in military construction authorization Acts or authorized by section 2673, title 10, United States Code, and the land necessary therefor, without regard to section 4774, title 10, United States Code, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes: $1,980,100,000, of which $1,200,000 shall be available only for procurement of 9mm handgun ammunition, to remain available for obligation until September 30, 1986.

1,980,100,000

OTHER PROCUREMENT, ARMY

For construction, procurement, production, and modification of vehicles, including tactical, support (including not to exceed fifteen vehicles required for physical security of personnel notwithstanding price limitations applicable to passenger carrying vehicles but not to exceed $100,000 per vehicle), and nontracked combat vehicles; the purchase of not to exceed two thousand one hundred and forty-one passenger motor vehicles for replacement only; communications and electronic equipment; other support equipment; spare parts, ordnance, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, without regard to section 4774, title 10, United States Code, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; $4,680,528,000, of which $24,400,000 shall be available for the M9 Armored Combat Earthmover under a multiyear contract, to remain available for obligation until September 30, 1986.

$4,680,528,000

AIRCRAFT PROCUREMENT, NAVY

For construction, procurement, production, modification, and modernization of aircraft, equipment including ordnance, spare parts, and accessories therefor; specialized equipment; expansion of public and private plants, including the land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; $10,174,608,000, to remain available for obligation until September 30, 1986.

10,174,608,000

WEAPONS PROCUREMENT, NAVY

(INCLUDING TRANSFER OF FUNDS)

For construction, procurement, production, modification, and modernization of missiles, torpedoes, other weapons, and related support equipment including spare parts, and accessories therefor; expansion of public and private plants, including the land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway, as follows: For missile programs, $2,962,600,000; for the MK-48 torpedo program, $124,600,000; for the MK-46 torpedo program, $212,900,000; for the MK-60 captor mine program, $73,900,000; for the MK-30 mobile target program, $17,600,000; for the MK-38 mini mobile target program, $2,000,000; for the antisubmarine rocket (ASROC) program, $17,300,000; for modification of torpedoes, $111,800,000; for the torpedo support equipment program, $72,100,000; for the MK-15 close-in weapons system program, $120,400,000; for the MK-45 gun mount/MK-6 ammunition hoist, $16,100,000; for the MK-75 gun mount program, $11,100,000; for the MK-19 machine gun program, $900,000; for the 25mm gun mount, $700,000; for the 9mm handgun, $500,000; for

small arms and weapons, $2,500,000; for the modification of guns and gun mounts, $13,600,000; for the guns and gun mounts support equipment program, $9,300,000; in all: $3.725,332,000, and in addition, $77,800,000, to be derived by transfer from "Weapons Procurement, Navy, 1983/1985", to remain available until September 30, 1986: *Provided,* That within the total amount appropriated, the subdivisions within this account shall be reduced by $44,568,000, as follows: $8,568,000 for spares and repair parts and $36,000,000 for revised economic assumptions.

$3,725,332,000
(77,800,000)
(by transfer)

Shipbuilding and Conversion, Navy

(INCLUDING TRANSFER OF FUNDS)

For expenses necessary for the construction, acquisition, or conversion of vessels as authorized by law, including armor and armament thereof, plant equipment, appliances, and machine tools and installation thereof in public and private plants; reserve plant and Government and contractor-owned equipment layaway; procurement of critical, long leadtime components and designs for vessels to be constructed or converted in the future; and expansion of public and private plants, including land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended, as follows: for the Trident submarine program, $1,704,900,000; for the T-AK cargo ship conversion program, $900,000; for the SSN-688 nuclear attack submarine program, $2,018,000,000; for the reactivation of the U.S.S. Missouri, $57,700,000: *Provided,* That none of these funds shall be available for obligation until the Secretary of the Navy reports to the Committees on Appropriations on the decision whether to implement the phase II battleship modernization, and any decision to proceed with phase II shall be accompanied by a plan for implementation to include cost and schedule data; for the aircraft carrier service life extension program, $95,900,000; for the CG-47 AEGIS cruiser program, $3,285,000,000; for the DDG-51 guided missile destroyer program, $79,000,000; for the LSD-41 landing ship dock program, $405,500,000; for the FFG-7 guided missile frigate program, $116,400,000, and in addition, provided that the FFG-7 guided missile frigate shall be constructed with an upgraded MK-92 fire control system and an X-band phased array radar, the following amounts shall be derived by transfer: from the FFG-7 guided missile frigate program of "Shipbuilding and Conversion, Navy, 1980/1984", $26,500,000; from the FFG-7 guided missile frigate program of "Shipbuilding and Conversion, Navy, 1981/1985", $19,100,000; from SSN-688 nuclear attack submarine, FFG-7 guided missile frigate, T-AGOS ocean surveillance ship, and escalation programs of "Shipbuilding and Conversion, Navy, 1982/1986", $66,000,000; and from the Trident submarine, SSN-688 nuclear attack submarine, FFG-7 guided missile frigate, CVN aircraft carrier, and escalation programs of "Shipbuilding and Conversion, Navy, 1983/1987", $72,000,000; in all, $183,600,000 to be derived by transfer; for the T-AO fleet oiler ship program, $335,500,000; for the MCM mine countermeasures ship program, $301,000,000: *Provided further,* That funds appropriated or made available in this Act for the MCM mine countermeasures ship program may be obligated or expended only under a firm fixed price contract: *Provided further,* That none of the funds appropriated or made available in this Act for the MCM mine countermeasures ship program may be obligated or expended until such time as the Department of the Navy develops electromagnetic interference specifications for the MCM-1 class of ships, and the Secretary of the Navy certifies to the Committees on Appropriations that the electromagnetic interference specifications developed will result in a design that will be free of electromagnetic interference in the context of the approved electromagnetic interference and electromagnetic compatibility specifications; for the MSH coastal mine hunter program, $65,000,000; for the T-AGS surveying ship program, $17,000,000; for the T-AKR fast logistics ship program, $230,000,000; for the T-AH hospital ship program, $180,000,000, and in addition, $44,000,000 to be derived by transfer from the T-AH hospital ship program of "Shipbuilding and Conversion, Navy, 1983/1987"; for the T-AFS combat stores ship program, $11,000,000; for the LHD-1 amphibious assault ship program, $1,365,700,000; for the strategic sealift program, $31,000,000; for craft, outfitting, post delivery, cost growth, and escalation on prior year programs, $1,056,400,000; in all: $11,215,400,000, and in addition, $227,600,000 to be derived by transfer, to remain available for obligation until September 30, 1988: *Provided further,* That additional obligations may be incurred after September 30, 1988, for engineering services, tests, evaluations, and other such budgeted work that must be performed in the final stage of ship construction; and each Shipbuilding and Conversion, Navy, appropriation that is currently available for such obligations may also hereafter be so obligated after the date of its expiration: *Provided further,* That within the total amount appropriated, the subdivisions within this account shall be reduced by $140,500,000, as follows: $27,500,000 for consultants, studies, and analyses, and $113,000,000 for revised economic assumptions: *Provided further,* That none of the funds herein provided for the construction or conversion of any naval vessel to be constructed in shipyards in the United States shall be expended in foreign shipyards for the construction of major components of the hull or superstructure of such vessel: *Provided further,* That none of the funds herein provided shall be used for the construction of any naval vessel in foreign shipyards.

$11,215,400,000
227,600,000
(by transfer)

OTHER PROCUREMENT, NAVY

For procurement, production, and modernization of support equipment and materials not otherwise provided for, Navy ordnance and ammunition (except ordnance for new aircraft, new ships, and ships authorized for conversion); the purchase of not to exceed one vehicle required for physical security of personnel notwithstanding price limitations applicable to passenger carrying vehicles but not to exceed $100,000 per vehicle and the purchase of not to exceed six hundred and sixty-seven passenger motor vehicles of which six hundred and twenty-five shall be for replacement only; expansion of public and private plants, including the land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway, as follows: For ship support equipment, $673,909,000; for communications and electronics equipment, $1,555,233,000; for aviation support equipment, $699,405,000; for ordnance support equipment, $926,162,000, of which $698,000 shall be available only for procurement of 9mm handgun ammunition; for civil engineering support equipment, $196,622,000; for supply support equipment, $112,474,000; for personnel/command support equipment, $275,601,000; in all: $4,308,543,000, to remain available until September 30, 1986: *Provided,* That within the total amount appropriated, the subdivisions within this account shall be reduced by $130,863,000 as follows: $16,863,000 for spares and repair parts; $20,000,000 undistributed reduction; $4,000,000 for consultants, studies, and analyses; and $90,000,000 for revised economic assumptions.

4,308,543,000

PROCUREMENT, MARINE CORPS

For expenses necessary for the procurement, manufacture, and modification of missiles, armament, ammunition, military equipment, spare parts, and accessories therefor; plant equipment, appliances, and machine tools, and installation thereof in public and private plants; reserve plant and Government and contractor-owned equipment layaway; vehicles for the Marine Corps, including purchase of not to exceed two hundred and four passenger motor vehicles for replacement only; and expansion of public and private plants, including land necessary therefor, and such lands, and interests therein, may be acquired and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; $1,741,306,000, to remain available for obligation until September 30, 1986.

$1,741,306,000

AIRCRAFT PROCUREMENT, AIR FORCE

(INCLUDING TRANSFER OF FUNDS)

For construction, procurement, and modification of aircraft and equipment, including armor and armament, specialized ground handling equipment, and training devices, spare parts, and accessories therefor; specialized equipment; expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land without regard to section 9774 of title 10, United States Code, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes including rents and transportation of things; $21,080,110,000, of which $5,626,800,000 shall be available only for the purchase of the B-1B bomber under a multiyear contract, of which $112,100,000 shall be available for contribution of the United States share of the cost of the acquisition by the North Atlantic Treaty Organization of an Airborne Early Warning and Control System (AWACS) and, in addition, the Department of Defense may make a commitment to the North Atlantic Treaty Organization to assume the United States share of contingent liability in connection with the NATO E-3A Cooperative Programme; and in addition, $310,200,000, which shall be derived by transfer from "Aircraft Procurement, Air Force, 1983/1985", of which $288,200,000 shall be from the A-10 program, $14,000,000 shall be from the C-135 modification program, and $8,000,000 shall be from the C-130H program to be available only for the purchase of C-130H aircraft; and in addition, $12,900,000, which shall be derived by transfer from "Aircraft Procurement, Air Force, 1982/1984", from the Civilian Reserve Airlift Fleet modification program to be available only for the Civilian Reserve Airlift Fleet modification program: *Provided*, That none of the funds in this Act may be obligated under the four major fiscal year 1984 production contracts for the B-1B bomber if the current dollar costs of such production contracts would exceed the Air Force's original current dollar estimates for the four major fiscal year 1984 B-1B production contracts based on the production portion of the $20,500,000,000 estimate for the B-1B bomber baseline costs expressed in fiscal year 1981 constant dollars; to remain available for obligation until September 30, 1986: *Provided*, That none of the funds appropriated by this Act may be obligated for procurement of the alternate fighter engine until the Secretary of Defense notifies the appropriations committees of both the House and the Senate of his approval of the decision made by the source selection authority: *Provided further*,

21,080,110,000

310,200,000
(by transfer)

12,900,000
(by transfer)

That nothing in this paragraph shall prohibit award of separate long lead contracts for essential parts and components necessary to meet the required delivery schedule for the alternate fighter engine.

Missile Procurement, Air Force

(INCLUDING TRANSFER OF FUNDS)

For construction, procurement, and modification of missiles, spacecraft, rockets, and related equipment, including spare parts and accessories therefor, ground handling equipment, and training devices; expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land without regard to section 9774 of title 10, United States Code, for the foregoing purposes, and such lands and interests therein, may be acquired and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes including rents and transportation of things; $7,747,838,000, of which $81,600,000 shall be available for the purchase of the phase III Defense Satellite Communications System (DSCS III) under a multiyear contract: *Provided,* That after the Secretary of the Air Force gives written notification of a proposed multiyear contract for the Defense Satellite Communications System to the Committees on Appropriations of the Senate and House of Representatives, such contract may not then be awarded until forty-five days after such notification; and of which $200,000,000 for cooperative NATO air base defense shall not be available to support implementing an agreement with any foreign government until forty-five days after such agreement, together with supporting data including total program cost estimates, has been submitted to the Congress; and in addition, $55,000,000, to be derived by transfer from "Missile Procurement, Air Force, 1983/1985", to remain available for obligation until September 30, 1986.

$7,747,838,000

55,000,000
(by transfer)

Other Procurement, Air Force

For procurement and modification of equipment (including ground guidance and electronic control equipment, and ground electronic and communication equipment), and supplies, materials, and spare parts therefor, not otherwise provided for; the purchase of not to exceed five vehicles required for physical security of personnel notwithstanding price limitations applicable to passenger carrying vehicles but not to exceed $100,000 per vehicle and the purchase of not to exceed one thousand two hundred and sixty-one passenger motor vehicles of which seven hundred and thirteen shall be for replacement only; and expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land without regard to section 9774 of title 10, United States Code, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon, prior to approval of title as required by section 355, Revised Statutes, as amended; reserve plant and Government and contractor-owned equipment layaway; $6,914,232,000, of which $1,000,000 shall be available only for procurement of 9mm handguns and $446,000 shall be available only for procurement of 9mm handgun ammunition, to remain available for obligation until September 30, 1986.

6,914,232,000

National Guard and Reserve Equipment

For procurement of aircraft, missiles, tracked combat vehicles, and other procurement for the reserve components of the Armed

Forces, not to exceed $176,000,000, to remain available until September 30, 1986, distributed as follows: Army National Guard, not to exceed $100,000,000; Air National Guard, not to exceed $25,000,000; Naval Reserve, not to exceed $51,000,000. $176,000,000

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS, COAST GUARD

For acquisition, construction, and improvements, not otherwise provided for; $300,000,000, to be transferred to the Coast Guard: "Acquisition, Construction, and Improvements", to remain available for obligation until September 30, 1986. 300,000,000

PROCUREMENT, DEFENSE AGENCIES

For expenses of activities and agencies of the Department of Defense (other than the military departments) necessary for procurement, production, and modification of equipment, supplies, materials, and spare parts therefor, not otherwise provided for; the purchase of not to exceed seven vehicles required for physical security of personnel notwithstanding price limitations applicable to passenger carrying vehicles but not to exceed $100,000 per vehicle and the purchase of not to exceed seven hundred and twenty-two passenger motor vehicles of which three hundred and ninety-three shall be for replacement only; expansion of public and private plants, equipment, and installation thereof in such plants, erection of structures, and acquisition of land for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title as required by section 355, Revised Statutes, as amended; reserve plant and Government and contractor-owned equipment layaway; $942,657,000, to remain available for obligation until September 30, 1986. 942,657,000

[*Total, title IV, Procurement:*

[*New budget (obligational) authority* .... *$85,617,505,000.*]

[*By transfer* .... *865,100,000.*]

TITLE V

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, ARMY

For expenses necessary for basic and applied scientific research, development, test, and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment, as authorized by law; $4,199,125,000, of which $15,000,000 shall be available only for integration (including qualification) of the Hellfire missile on the UH-60 helicopter, to remain available for obligation until September 30, 1985. 4,199,125,000

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, NAVY

For expenses necessary for basic and applied scientific research, development, test, and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment, as authorized by law; $7,559,818,000, of which not less than $72,593,000 shall be available only for the Mark 92 fire control system which includes the phased array radar improvement program and of which not less than $61,165,000 shall be available only for the Marine Corps Assault Vehicles program which includes the MPGS, LVT(X), and LAV subprojects, to remain available for obligation until September 30, 1985. 7,559,818,000

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, AIR FORCE

For expenses necessary for basic and applied scientific research, development, test, and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment, as authorized by law; $12,227,706,000, of which $23,500,000 shall not be made available for obligation on visible/ultraviolet laser technology prior to the submission of a report by the Department of Defense Defensive Technologies Study Team recommending a plan for the expenditure of laser technology funds, to remain available for obligation until September 30, 1985. $12,227,706,000

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE AGENCIES

For expenses of activities and agencies of the Department of Defense (other than the military departments), necessary for basic and applied scientific research, development, test, and evaluation; advanced research projects as may be designated and determined by the Secretary of Defense, pursuant to law; maintenance, rehabilitation, lease, and operation of facilities and equipment, as authorized by law; $2,703,620,000, of which $20,000,000 shall not be made available for obligation on short wavelength laser technology prior to the submission of a report by the Department of Defense Defensive Technologies Study Team recommending a plan for the expenditure of laser technology funds, to remain available for obligation until September 30, 1985: *Provided*, That such amounts as may be determined by the Secretary of Defense to have been made available in other appropriations available to the Department of Defense during the current fiscal year for programs related to advanced research may be transferred to and merged with this appropriation to be available for the same purposes and time period: *Provided further*, That such amounts of this appropriation as may be determined by the Secretary of Defense may be transferred to carry out the purposes of advanced research to those appropriations for military functions under the Department of Defense which are being utilized for related programs to be merged with and to be available for the same time period as the appropriation to which transferred. 2,703,620,000

DIRECTOR OF TEST AND EVALUATION, DEFENSE

For expenses, not otherwise provided for, of independent activities of the Director of Defense Test and Evaluation in the direction and supervision of test and evaluation, including initial operational testing and evaluation; and performance of joint testing and evaluation; and administrative expenses in connection therewith; $49,000,000, to remain available for obligation until September 30, 1985. 49,000,000

[*Total, title V, Research, Development, Test, and Evaluation, new budget (obligational) authority (all definite appropriations), $26,739,269,000.*]

TITLE VI

SPECIAL FOREIGN CURRENCY PROGRAM

For payment in foreign currrencies which the Treasury Department determines to be excess to the normal requirements of the United States for expenses in carrying out programs of the Department of Defense, as authorized by law; $3,050,000, to remain available for obligation until September 30, 1985: *Provided*, That this appropriation shall be available in addition to other appropriations to such Department, for payments in the foregoing currencies. 3,050,000

[Total, title VI, Special Foreign Currency Program, new budget (obligational) authority (all definite appropriations), $3,050,000.]

TITLE VII

GENERAL PROVISIONS

Sec. 701. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

Sec. 702. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

Sec. 703. During the current fiscal year, the Secretary of Defense and the Secretaries of the Army, Navy, and Air Force, respectively, if they should deem it advantageous to the national defense, and if in their opinions the existing facilities of the Department of Defense are inadequate, are authorized to procure services in accordance with section 3109 of title 5, United States Code, under regulations prescribed by the Secretary of Defense, and to pay in connection therewith travel expenses of individuals, including actual transportation and per diem in lieu of subsistence while traveling from their homes or places of business to official duty stations and return as may be authorized by law: *Provided*, That such contracts may be renewed annually.

Sec. 704. During the current fiscal year, provisions of law prohibiting the payment of compensation to, or employment of, any person not a citizen of the United States shall not apply to personnel of the Department of Defense.

Sec. 705. Appropriations contained in this Act and in subsequent appropriation Acts for the Department of Defense shall be available for insurance of official motor vehicles in foreign countries, when required by laws of such countries; payments in advance of expenses determined by the investigating officer to be necessary and in accord with local custom for conducting investigations in foreign countries incident to matters relating to the activities of the department concerned; reimbursement to General Services Administration for security guard services for protection of confidential files; and all necessary expenses, at the seat of government of the United States of America or elsewhere, in connection with communication and other services and supplies as may be necessary to carry out the purposes of this Act.

Sec. 706. Any appropriation available hereafter to the Army, Navy, or Air Force may, under such regulations as the Secretary concerned may prescribe, be used for expenses incident to the maintenance, pay, and allowances of prisoners of war, other persons in Army, Navy, or Air Force custody whose status is determined by the Secretary concerned to be similar to prisoners of war, and persons detained in such custody pursuant to Presidential proclamation.

Sec. 707. Appropriations available to the Department of Defense for the current fiscal year and hereafter for maintenance or construction shall be available for acquisition of land or interest therein as authorized by sections 2672, 2675 or 2828 of title 10, United States Code.

Sec. 708. Appropriations for the Department of Defense for the current fiscal year shall be available (a) for transportation to primary and secondary schools of minor dependents of military and civilian personnel of the Department of Defense as authorized for the Navy by section 7204 of title 10, United States Code; (b) for expenses in connection with administration of occupied areas; (c) for payment of rewards as authorized for the Navy by section 7209(a) of title 10, United States Code, for information leading to the discovery of missing naval property or the recovery thereof; (d) for payment of deficiency judgments and interests thereon arising out of condemnation proceedings; (e) for leasing of buildings and facilities including payment of rentals for special purpose space at the seat of government, and in the conduct of field exercises and maneuvers or, in administering the provisions of the Act of July 9, 1942 (56 Stat. 654; 43 U.S.C. 315q), rentals may be paid in advance; (f) payments under contracts for maintenance of tools and facilities for twelve months beginning at any time during the fiscal year; (g) maintenance of defense access roads certified as important to national defense in accordance with section 210 of title 23, United States Code; (h) for the purchase of milk for enlisted personnel of the Department of Defense heretofore made available pursuant to section 202 of the Agricultural Act of 1949 (7 U.S.C. 1446a), and the cost of milk so purchased, as determined by the Secretary of Defense, shall be included in the value of the commuted ration; (i) transporting civilian clothing to the home of record of selective service inductees and recruits on entering the military services; (j) payments under leases for real or personal property, including maintenance thereof when contracted for as a part of the lease agreement, for twelve months beginning at any time during the fiscal year; (k) pay and allowances of not to exceed nine persons, including personnel detailed to International Military Headquarters and Organizations, at rates provided for under section 625(d)(1) of the Foreign Assistance Act of 1961, as amended; (l) the purchase of right-hand-drive vehicles not to exceed $12,000 per vehicle; (m) for payment of unusual cost overruns incident to ship overhaul, maintenance, and repair for ships inducted into industrial fund activities or contracted for in prior fiscal years: *Provided*, That the Secretary of Defense shall notify the Congress promptly prior to obligation of any such payments; (n) for payments from annual appropriations to industrial fund activities and/or under contract for changes in scope of ship overhaul, maintenance, and repair after expiration of such appropriations, for such work either inducted into the industrial fund activity or contracted for in that fiscal year; and (o) for payments for depot maintenance contracts for twelve months beginning at any time during the fiscal year.

SEC. 709. Appropriations for the Department of Defense for the current fiscal year shall be available for: (a) donations of not to exceed $25 to each prisoner upon each release from confinement in military or contract prison and to each person discharged for fraudulent enlistment; (b) authorized issues of articles to prisoners, applicants for enlistment and persons in military custody; (c) subsistence of selective service registrants called for induction, applicants for enlistment, prisoners, civilian employees as authorized by law, and supernumeraries when necessitated by emergent military circumstances; (d) reimbursement for subsistence of enlisted personnel while sick in hospitals; (e) expenses of prisoners confined in nonmilitary facilities; (f) military courts, boards, and commissions; (g) utility services for buildings erected at private cost, as authorized by law, and buildings on military reservations authorized by regulations to be used for welfare and recreational purposes; (h) exchange fees, and losses in the accounts of disbursing officers or agents in accordance with law; (i) expenses of Latin American cooperation as authorized for the Navy by section 7208 of title 10, United States Code; (j) expenses of apprehension and delivery of deserters, prisoners, and members absent without leave, including payment of rewards of not to exceed $75 in any one case; (k) carrying out section 10 of the Act of September 23, 1950, as amended; and (l) providing, with or without reimbursement, not to exceed $60,000,000 to procure secure communications systems, equipment and related items throughout the United States Government.

SEC. 710. The Secretary of Defense and each purchasing and contracting agency of the Department of Defense shall assist American small and minority-owned business to participate equitably in the furnishing of commodities and services financed with funds appropriated under this Act by increasing, to an optimum level, the resources and number of personnel jointly assigned to promoting both small and minority business involvement in purchases financed with funds appropriated herein, and by making available or causing to be made available to such businesses, information, as far in advance as possible, with respect to purchases proposed to be financed with funds appropriated under this Act, and by assisting small and minority business concerns to participate equitably as subcontractors on contracts financed with funds appropriated herein, and by otherwise advocating and providing small and minority business opportunities to participate in the furnishing of commodities and services financed with funds appropriated by this Act.

SEC. 711. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 712. (a) During the current fiscal year, the President may exempt appropriations, funds, and contract authorizations, available for military functions under the Department of Defense, from the provisions of section 1512 of title 31, United States Code, whenever he deems such action to be necessary in the interest of national defense.

(b) Upon determination by the President that such action is necessary, the Secretary of Defense is authorized to provide for the cost of an airborne alert as an excepted expense in accordance with the provisions of section 3732 of the Revised Statutes (41 U.S.C. 11).

(c) Upon determination by the President that it is necessary to increase the number of military personnel on active duty subject to existing laws beyond the number for which funds are provided in this Act, the Secretary of Defense is authorized to provide for the cost of such increased military personnel, as an excepted expense in accordance with the provisions of section 3732 of the Revised Statutes (41 U.S.C. 11).

(d) The Secretary of Defense shall immediately advise Congress of the exercise of any authority granted in this section, and shall report monthly on the estimated obligations incurred pursuant to subsections (b) and (c).

SEC. 713. No appropriation contained in this Act shall be available in connection with the operation of commissary stores of the agencies of the Department of Defense for the cost of purchase (including commercial transportation in the United States to the place of sale but excluding all transportation outside the United States) and maintenance of operating equipment and supplies, and for the actual or estimated cost of utilities as may be furnished by the Government and of shrinkage, spoilage, and pilferage of merchandise under the control of such commissary stores, except as authorized under regulations promulgated by the Secretaries of the military departments concerned with the approval of the Secretary of Defense, which regulations shall provide for reimbursement therefor to the appropriations concerned and, notwithstanding any other provision of law, shall provide for the adjustment of the sales prices in such commissary stores to the extent necessary to furnish sufficient gross revenues from sales of commissary stores to make such reimbursement: *Provided*, That under such regulations as may be issued pursuant to this section all utilities may be furnished without cost to the commissary stores outside the continental United States and in Alaska: *Provided further*, That no appropriation contained in this Act shall be available to pay any costs incurred by any commissary store or other entity acting on behalf of any commissary store in connection with obtaining the face value amount of manufacturer or vendor cents-off discount coupons unless all fees or moneys received for handling or processing such coupons are reimbursed to the appropriation charged with the incurred costs: *Provided further,* That no appropriation contained in this Act shall be available in connection with the operation of commissary stores within the continental United States unless the Secretary of Defense has certified that items normally procured from commissary stores are not otherwise available at a reasonable distance and a reasonable price in satisfactory quality and quantity to the military and civilian employees of the Department of Defense.

SEC. 714. No part of the appropriations in this Act shall be available for any expense of operating aircraft under the jurisdiction of the armed forces for the purpose of proficiency flying, as defined in Department of Defense Directive 1340.4, except in accordance with regulations prescribed by the Secretary of Defense. Such regulations (1) may not require such flying except that required to maintain proficiency in anticipation of a member's assignment to combat operations and (2) such flying may not be permitted in cases of members who have been assigned to a course of instruction of ninety days or more.

SEC. 715. No part of any appropriation contained in this Act shall be available for expense of transportation, packing, crating, temporary storage, drayage, and unpacking of household goods and personal effects in any one shipment having a net weight in excess of thirteen thousand five hundred pounds.

SEC. 716. Vessels under the jurisdiction of the Department of Transportation, the Department of the Army, the Department of the Air Force, or the Department of the Navy may be transferred or otherwise made available without reimbursement to any such agencies upon the request of the head of one agency and the approval of the agency having jurisdiction of the vessels concerned.

SEC. 717. Not more than 20 per centum of the appropriations in this Act which are limited for obligation during the current fiscal year shall be obligated during the last two months of the fiscal year: *Provided,* That this section shall not apply to obligations for support of active duty training of civilian components or summer camp training of the Reserve Officers' Training Corps, or the National Board for the Promotion of Rifle Practice, Army.

SEC. 718. During the current fiscal year the agencies of the Department of Defense may accept the use of real property from foreign countries for the United States in accordance with mutual defense agreements or occupational arrangements and may accept services furnished by foreign countries as reciprocal international courtesies or as services customarily made available without charge; and such agencies may use the same for the support of the United States forces in such areas without specific appropriation therefor.

In addition to the foregoing, agencies of the Department of Defense may accept real property, services, and commodities from foreign countries for the use of the United States in accordance with mutual defense agreements or occupational arrangements and such agencies may use the same for the support of the United States forces in such areas, without specific appropriations therefor: *Provided,* That the foregoing authority shall not be available for the conversion of heating plants from coal to oil at defense facilities in Europe: *Provided further,* That within thirty days after the end of each quarter the Secretary of Defense shall render to Congress and to the Office of Management and Budget a full report of such property, supplies, and commodities received during such quarter.

SEC. 719. During the current fiscal year, appropriations available to the Department of Defense for research and development may be used for the purposes of section 2353 of title 10, United States Code, and for purposes related to research and development for which expenditures are specifically authorized in other appropriations of the Service concerned.

SEC. 720. No appropriation contained in this Act shall be available for the payment of more than 75 per centum of charges of educational institutions for tuition or expenses of off-duty training of military personnel (except with regard to such charges of educational institutions (a) for enlisted personnel in the pay grade E-5 or higher with less than 14 years' service, for which payment of 90 per centum may be made or (b) for military personnel in off-duty high school completion programs, for which payment of 100 per centum may be made), nor for the payment of any part of tuition or expenses for such training for commissioned personnel who do not agree to remain on active duty for two years after completion of such training: *Provided*, That the foregoing limitation shall not apply to the Program for Afloat College Education.

SEC. 721. No part of the funds appropriated herein shall be expended for the support of any formally enrolled student in basic courses of the senior division, Reserve Officers' Training Corps, who has not executed a certificate of loyalty or loyalty oath in such form as shall be prescribed by the Secretary of Defense.

SEC. 721A. No part of any appropriation contained in this Act, except for small purchases in amounts not exceeding $10,000 shall be available for the procurement of any article of food, clothing, cotton, woven silk or woven silk blends, spun silk yarn for cartridge cloth, synthetic fabric or coated synthetic fabric, or wool (whether in the form of fiber or yarn or contained in fabrics, materials, or manufactured articles), or specialty metals including stainless steel flatware, or hand or measuring tools, not grown, reprocessed, reused, or produced in the United States or its possessions, except to the extent that the Secretary of the Department concerned shall determine that satisfactory quality and sufficient quantity of any articles of food or clothing or any form of cotton, woven silk and woven silk blends, spun silk yarn for cartridge cloth, synthetic fabric or coated synthetic fabric, wool, or specialty metals including stainless steel flatware, grown, reprocessed, reused, or produced in the United States or its possessions cannot be procured as and when needed at United States market prices and except procurements outside the United States in support of combat operations, procurements by vessels in foreign waters, and emergency procurements or procurements of perishable foods by establishments located outside the United States for the personnel attached thereto: *Provided*, That nothing herein shall preclude the procurement of specialty metals or chemical warfare protective clothing produced outside the United States or its possessions when such procurement is necessary to comply with agreements with foreign governments requiring the United States to purchase supplies from foreign sources for the purposes of offsetting sales made by the United States Government or United States firms under approved programs serving defense requirements or where such procurement is necessary in furtherance of the standardization and interoperability of equipment requirements within NATO so long as such agreements with foreign governments comply, where applicable, with the requirements of section 36 of the Arms Export Control Act and with section 2457 of title 10, United States Code: *Provided further*, That nothing herein shall preclude the procurement of foods manufactured or processed in the United States or its possessions: *Provided further*, That no funds herein appropriated shall be used for the payment of a price differential on contracts hereafter made for the purpose of relieving economic dislocations other than certain contracts not involving fuel made on a test basis by the Defense Logistics Agency with a cumulative value not to exceed $4,000,000,000, as may be determined by the Secretary of Defense pursuant to existing laws and regulations as not to be inappropriate therefor by reason of national security considerations: *Provided further,* That the Secretary specifically determines that there is a reasonable expectation that offers will be obtained from a sufficient number of eligible concerns so that awards of such contracts will be made at a reasonable price and that no award shall be made for such contracts if the price differential exceeds 2.2 per centum: *Provided further,* That none of the funds appropriated in this Act shall be used except that, so far as practicable, all contracts shall be awarded on a formally advertised competitive bid basis to the lowest responsible bidder.

SEC. 722. None of the funds appropriated by this Act may be obligated under section 206 of title 37, United States Code, for inactive duty training pay of a member of the National Guard or a member of a reserve component of a uniformed service for more than four periods of equivalent training, instruction, duty or appropriate duties that are performed instead of that member's regular period of instruction or regular period appropriate duty.

SEC. 723. Appropriations contained in this Act and in subsequent appropriation Acts for the Department of Defense shall be available for the purchase of household furnishings, and automobiles from military and civilian personnel on duty outside the continental United States, for the purpose of resale at cost to incoming personnel, and for providing furnishings, without charge, in other than public quarters occupied by military or civilian personnel of the Department of Defense on duty outside the continental United States or in Alaska, upon a determination, under regulations approved by the Secretary of Defense, that such action is advantageous to the Government.

SEC. 724. During the current fiscal year, appropriations available to the Department of Defense for pay of civilian employees shall be available for uniforms, or allowances therefor, as authorized by section 5901 of title 5, United States Code.

SEC. 725. Funds provided in this Act for legislative liaison activities of the Department of the Army, the Department of the Navy, the Department of the Air Force, and the Office of the Secretary of Defense shall not exceed $9,500,000 for the current fiscal year: *Provided,* That this amount shall be available for apportionment to the Department of the Army, the Department of the Navy, the Department of the Air Force, and the Office of the Secretary of Defense as determined by the Secretary of Defense.

SEC. 726. Of the funds made available by this Act for the services of the Military Airlift Command, $100,000,000 shall be available only for procurement of commercial transportation service from carriers participating in the civil reserve air fleet program; and the Secretary of Defense shall utilize the services of such carriers which qualify as small businesses to the fullest extent found practicable: *Provided,* That the Secretary of Defense shall specify in such procurement, performance characteristics for aircraft to be used based upon modern aircraft operated by the civil reserve air fleet.

SEC. 727. During the current fiscal year, appropriations available to the Department of Defense for operation may be used for civilian clothing, not to exceed $40 in cost for enlisted personnel: (1) discharged for misconduct, unsuitability, or otherwise than honorably; (2) sentenced by a civil court to confinement in a civil prison or interned or discharged as an alien enemy; or (3) discharged prior to completion of recruit training under honorable conditions for dependency, hardship, minority, disability, or for the convenience of the Government.

SEC. 728. No part of the funds appropriated herein or in subsequent appropriation Acts for the Department of Defense shall be available for paying the costs of advertising by any defense contractor, except advertising for which payment is made from profits, and such advertising shall not be considered a part of any defense contract cost. The prohibition contained in this section shall not apply with respect to advertising conducted by any such contractor, in compliance with regulations which shall be promulgated by the Secretary of Defense, solely for (1) the recruitment by the contractor of personnel required for the performance by the contractor of obligations under a defense contract, (2) the procurement of scarce items required by the contractor for the performance of a defense contract, or (3) the disposal of scrap or surplus materials acquired by the contractor in the performance of a defense contract.

SEC. 729. Upon determination by the Secretary of Defense that such action is necessary in the national interest, he may, with the approval of the Office of Management and Budget, transfer not to exceed $1,200,000,000 of working capital funds of the Department of Defense or funds made available in this Act to the Department of Defense for military functions (except military construction) between such appropriations or funds or any subdivision thereof, to be merged with and to be available for the same purposes, and for the same time period, as the appropriation or fund to which transferred: *Provided*, That such authority to transfer may not be used unless for higher priority items, based on unforeseen military requirements, than those for which originally appropriated and in no case where the item for which funds are requested has been denied by Congress: *Provided further*, That the Secretary of Defense shall notify the Congress promptly of all transfers made pursuant to this authority.

$1,200,000,000 (transfer authority)

SEC. 730. During the current fiscal year, cash balances in working capital funds of the Department of Defense established pursuant to section 2208 of title 10, United States Code, may be maintained in only such amounts as are necessary at any time for cash disbursements to be made from such funds: *Provided*, That transfers may be made between such funds in such amounts as may be determined by the Secretary of Defense, with the approval of the Office of Management and Budget, except that transfers between a stock fund account and an industrial fund account may not be made unless the Secretary of Defense has notified the Congress of the proposed transfer. Except in amounts equal to the amounts appropriated to working capital funds in this Act, no obligations may be made against a working capital fund to procure war reserve material inventory, unless the Secretary of Defense has notified the Congress prior to any such obligation.

SEC. 731. Not more than $225,400,000 of the funds appropriated by this Act shall be made available for payment to the Federal Employees Compensation Fund, as established by 5 U.S.C. 8147.

SEC. 732. No part of the funds appropriated under this Act shall be used to provide a loan, guarantee of a loan, or a grant to any applicant who has been convicted by any court of general jurisdiction of any crime which involves the use of or the assistance to others in the use of force, trespass, or the seizure of property under control of an institution of higher education to prevent officials or students at such an institution from engaging in their duties or pursuing their studies.

SEC. 733. None of the funds available to the Department of Defense shall be utilized for the conversion of heating plants from coal to oil at defense facilities in Europe.

SEC. 734. None of the funds appropriated by this Act shall be available for any research involving uninformed or nonvoluntary human beings as experimental subjects: *Provided*, That this limitation shall not apply to measures intended to be beneficial to the recipient and consent is obtained from the recipient or a legal representative acting on the recipient's behalf.

SEC. 735. Appropriations for the current fiscal year and hereafter for operation and maintenance of the active forces shall be available for medical and dental care of personnel entitled thereto by law or regulation (including charges of private facilities for care of military personnel, except elective private treatment); welfare and recreation; hire of passenger motor vehicles; repair of facilities; modification of personal property; design of vessels; industrial mobilization; installation of equipment in public and private plants; military communications facilities on merchant vessels; acquisition of services, special clothing, supplies, and equipment; and expenses for the Reserve Officers' Training Corps and other units at educational institutions.

SEC. 736. No part of the funds in this Act sh[illegible] be available to prepare or present a request to the Committees on Appropriations for reprograming of funds, unless for higher priority items, based on unforeseen military requirements, than those for which originally appropriated and in no case where the item for which reprograming is requested has been denied by the Congress.

SEC. 737. No funds appropriated by this Act shall be available to pay claims for nonemergency inpatient hospital care provided under the Civilian Health and Medical Program of the Uniformed Services for services available at a facility of the uniformed services within a 40-mile radius of the patient's residence: *Provided*, That the foregoing limitation shall not apply to payments that supplement primary coverage provided by other insurance plans or programs that pay for at least 75 per centum of the covered services.

SEC. 738. None of the funds contained in this Act available for the Civilian Health and Medical Program of the Uniformed Services under the provisions of section 1079(a) of title 10, United States Code, shall be available for (a) services of pastoral counselors, or family and child counselors, or marital counselors unless the patient has been referred to such counselor by a medical doctor for treatment of a specific problem with results of that treatment to be communicated back to the physician who made such referral; (b) special education, except when provided as secondary to the active psychiatric treatment on an institutional inpatient basis; (c) therapy or counseling for sexual dysfunctions or sexual inadequacies; (d) treatment of obesity when obesity is the sole or major condition treated; (e) surgery which improves physical appearance but which is not expected to significantly restore functions including, but not limited to, mammary augmentation, face lifts and sex gender changes except that breast reconstructive surgery following mastectomy and reconstructive surgery to correct serious deformities caused by congenital anomalies, accidental injuries and neoplastic surgery are not excluded; (f) reimbursement of any physician or other authorized individual provider of medical care in excess of the eightieth percentile of the customary charges made for similar services in the same locality where the medical care was furnished, as determined for physicians in accordance with section 1079(h) of title 10, United States Code; or (g) any service or supply which is not medically or psychologically necessary to prevent, diagnose, or treat a mental or physical illness, injury, or bodily malfunction as assessed or diagnosed by a physician, dentist, clinical psychologist, optometrist, podiatrist, certified nurse-midwife, certified nurse practitioner, or certified clinical social worker, as appropriate, except as authorized by section 1079(a)(4) of title 10, United States Code: *Provided*, That any changes in availability of funds for the Program made in this Act from those in effect prior to its enactment shall be effective for care received following enactment of this Act.

SEC. 739. Appropriations available to the Department of Defense for the current fiscal year shall be available to provide an individual entitled to health care under chapter 55 of title 10, United States Code, with one wig if the individual has alopecia that resulted from treatment of malignant disease: *Provided*, That the individual has not previously received a wig from the Government.

SEC. 740. Funds appropriated in this Act shall be available for the appointment, pay, and support of persons appointed as cadets and midshipmen in the two-year Senior Reserve Officers' Training Corps course in excess of the 20 percent limitation on such persons imposed by section 2107(a) of title 10, United States Code, but not to exceed 60 percent of total authorized scholarships.

SEC. 741. None of the funds appropriated by this Act shall be available to pay any member of the uniformed service for unused accrued leave pursuant to section 501 of title 37, United States Code, for more than sixty days of such leave, less the number of days for which payment was previously made under section 501 after February 9, 1976.

SEC. 742. None of the funds appropriated by this Act may be used to support more than 300 enlisted aides for officers in the United States Armed Forces.

SEC. 743. No appropriation contained in this Act may be used to pay for the cost of public affairs activities of the Department of Defense in excess of $34,200,000.

SEC. 743A. None of the funds provided in this Act shall be available for the planning or execution of programs which utilize amounts credited to Department of Defense appropriations or funds pursuant to the provisions of section 37(a) of the Arms Export Control Act representing payment for the actual value of defense articles specified in section 21(a)(1) of that Act: *Provided*, That such amounts so credited shall be deposited in the Treasury as miscellaneous receipts as provided in section 3302(b) of title 31, United States Code.

SEC. 744. No appropriation contained in this Act shall be available to fund any costs of a Senior Reserve Officers' Training Corps unit—except to complete training of personnel enrolled in Military Science 4—which in its junior year class (Military Science 3) has for the four preceding academic years, and as of September 30, 1983, enrolled less than (a) seventeen students where the institution prescribes a four-year or a combination four- and two-year program; or (b) twelve students where the institution prescribes a two-year program: *Provided*, That, notwithstanding the foregoing limitation, funds shall be available to maintain one Senior Reserve Officers' Training Corps unit in each State and at each State-operated maritime academy: *Provided further*, That units under the consortium system shall be considered as a single unit for purposes of evaluation of productivity under this provision: *Provided further*, That enrollment standards contained in Department of Defense Directive 1215.8 for Senior Reserve Officers' Training Corps units, as revised during fiscal year 1981, may be used to determine compliance with this provision, in lieu of the standards cited above.

SEC. 745. (a) None of the funds appropriated by this Act or available in any working capital fund of the Department of Defense shall be available to pay the expenses attributable to lodging of any person on official business away from his designated post of duty, or in the case of an individual described under section 5703 of title 5, United States Code, his home or regular place of duty, when adequate Government quarters are available, but are not occupied by such person.

(b) The limitation set forth in subsection (a) is not applicable to employees whose duties require official travel in excess of fifty percent of the total number of the basic administrative work weeks during the current fiscal year.

SEC. 746. (a) None of the funds appropriated by this Act shall be available to pay the retainer pay of any enlisted member of the Regular Navy, the Naval Reserve, the Regular Marine Corps, or the Marine Corps Reserve who is transferred to the Fleet Reserve or the Fleet Marine Corps Reserve under section 6330 of title 10, United States Code, on or after December 31, 1977, if the provisions of section 6330(d) of title 10, are utilized in determining such member's eligibility for retirement under section 6330(b) of title 10: *Provided*, That notwithstanding the foregoing, time creditable as active service for a completed minority enlistment, and an enlistment terminated within three months before the end of the term of enlistment under section 6330(d) of title 10, prior to December 31, 1977, may be utilized in determining eligibility for retirement: *Provided further,* That notwithstanding the foregoing, time may be credited as active service in determining a member's eligibility for retirement under section 6330(b) of title 10 pursuant to the provisions of the first sentence of section 6330(d) of title 10 for those members who had formally requested transfer to the Fleet Reserve or the Fleet Marine Corps Reserve on or before October 1, 1977.

(b) None of the funds appropriated by this Act shall be available to pay that portion of the retainer pay of any enlisted member of the Regular Navy, the Naval Reserve, the Regular Marine Corps, or the Marine Corps Reserve who is transferred to the Fleet Reserve or the Fleet Marine Corps Reserve under section 6330 of title 10, United States Code, on or after December 31, 1977, which is attributable under the second sentence of section 6330(d) of title 10 to time which, after December 31, 1977, is not actually served by such member.

SEC. 747. None of the funds appropriated by this Act for programs of the Central Intelligence Agency shall remain available for obligation beyond the current fiscal year, except for: (a) funds appropriated for the Reserve for Contingencies, which shall remain available until September 30, 1985; and (b) funds appropriated for Headquarters Construction, which shall remain available until September 30, 1988.

SEC. 748. None of the funds provided by this Act may be used to pay the salaries of any person or persons who authorize the transfer of unobligated and deobligated appropriations into the Reserve for Contingencies of the Central Intelligence Agency.

SEC. 749. None of the funds appropriated by this Act may be used to support more than 9,901 full-time and 2,603 part-time military personnel assigned to or used in the support of Morale, Welfare, and Recreation activities as described in Department of Defense Instruction 7000.12 and its enclosures, dated September 4, 1980.

SEC. 750. All obligations incurred in anticipation of the appropriations and authority provided in this Act are hereby ratified and confirmed if otherwise in accordance with the provisions of this Act.

SEC. 751. None of the funds provided by this Act shall be used to perform abortions except where the life of the mother would be endangered if the fetus were carried to term.

SEC. 752. None of the funds appropriated by this Act shall be used for the provision, care or treatment to dependents of members or former members of the Armed Services or the Department of Defense for the elective correction of minor dermatological blemishes and marks or minor anatomical anomalies.

SEC. 753. None of the funds appropriated by this Act shall be available for the purchase of insignia for resale unless the sales price of such insignia is adjusted to the extent necessary to recover the cost of purchase of such insignia and the estimated cost of all related expenses, including but not limited to management, storage, handling, transportation, loss, disposal of obsolete material, and management fees paid to the military exchange systems: *Provided,* That amounts derived by the adjustment covered by the foregoing limitations may be credited to the appropriations against which the charges have been made to recover the cost of purchase and related expense.

SEC. 754. None of the funds appropriated by this Act or heretofore appropriated by any other Act shall be obligated or expended for the payment of anticipatory possession compensation claims to the Federal Republic of Germany other than claims listed in the 1973 agreement (commonly referred to as the Global Agreement) between the United States and the Federal Republic of Germany.

SEC. 755. During the current fiscal year the Department of Defense may enter into contracts to recover indebtedness to the United States pursuant to section 3718 of title 31, United States Code, and any such contract entered into by the Department of Defense may provide that appropriate fees charged by the contractor under the contract to recover indebtedness may be payable from amounts collected by the contractor to the extent and under the conditions provided under the contract.

SEC. 755A. None of the funds appropriated by this Act shall be available for a contract for studies, analyses, or consulting services entered into without competition on the basis of an unsolicited proposal unless the head of the activity responsible for the procurement determines:

(a) as a result of thorough technical evaluation, only one source is found fully qualified to perform the proposed work, or

(b) the purpose of the contract is to explore an unsolicited proposal which offers significant scientific or technological promise, represents the product of original thinking, and was submitted in confidence by one source, or

(c) where the purpose of the contract is to take advantage of unique and significant industrial accomplishment by a specific concern, or to insure that a new product or idea of a specific concern is given financial support:

Provided, That this limitation shall not apply to contracts in an amount of less than $25,000, contracts related to improvements of equipment that is in development or production, or contracts as to which a civilian official of the Department of Defense, who has been confirmed by the Senate, determines that the award of such contract is in the interest of the national defense.

SEC. 756. None of the funds appropriated by this Act shall be available to provide medical care in the United States on an inpatient basis to foreign military and diplomatic personnel or their dependents unless the Department of Defense is reimbursed for the costs of providing such care: *Provided,* That reimbursements for medical care covered by this section shall be credited to the appropriations against which charges have been made for providing such care.

SEC. 757. None of the funds appropriated by this Act shall be obligated for the second career training program authorized by Public Law 96-347.

SEC. 758. None of the funds appropriated or otherwise made available in this Act shall be obligated or expended for salaries or expenses during the current fiscal year for the purposes of demilitarization of surplus nonautomatic firearms less than .50 caliber.

SEC. 759. During the current fiscal year, not to exceed $125,000,000 of the funds provided in this Act for the Civilian Health and Medical Program of the Uniformed Services may be used to conduct a test program in accordance with the following guidelines: In carrying out the provisions of sections 1079 and 1086 of title 10, United States Code, the Secretary of Defense, after consulting with the Secretary of Health and Human Services, may contract with organizations that assume responsibility for the maintenance of the health of a defined population, for the purpose of experiments and demonstration projects designed to determine the relative advantages and disadvantages of providing pre-paid health benefits: *Provided,* That such projects must be designed in such a way as to determine methods of reducing the cost of health benefits provided under such sections without adversely affecting the quality of care. Except as provided otherwise, the provisions of such a contract may deviate from the cost-sharing arrangements prescribed and the types of health care authorized under sections 1079 and 1086, when the Secretary of Defense determines that such a deviation would serve the purpose of this section.

Sec. 760. None of the funds provided in this Act shall be available to initiate (1) a multiyear contract that employs economic order quantity procurement in excess of $20,000,000 in any one year of the contract or that includes an unfunded contingent liability in excess of $20,000,000 or (2) a contract for advance procurement leading to a multiyear contract that employs economic order quantity procurement in excess of $20,000,000 in any one year, unless the Committees on Appropriations and Armed Services of the Senate and House of Representatives have been notified at least thirty days in advance of the proposed contract award: *Provided*, That no part of any appropriation contained in this Act shall be available to initiate multiyear procurement contracts for major systems unless specifically provided herein. For purposes of this provision, a major system is defined as a system or major assembly thereof whose eventual total expenditure for research, development, test, and evaluation is more than $200,000,000, or whose eventual total expenditure for procurement is more than $1,000,000,000.

Sec. 761. None of the funds appropriated by this Act which are available for payment of travel allowances for per diem in lieu of subsistence to enlisted personnel shall be used to pay such an allowance to any enlisted member in an amount that is more than the amount of per diem in lieu of subsistence that the enlisted member is otherwise entitled to receive minus the basic allowance for subsistence, or pro rata portion of such allowance, that the enlisted member is entitled to receive during any day, or portion of a day, that the enlisted member is also entitled to be paid a per diem in lieu of subsistence: *Provided*, That if an enlisted member is in a travel status and is not entitled to receive a per diem in lieu of subsistence because the member is furnished meals in a Government mess, funds available to pay the basic allowance for subsistence to such a member shall not be used to pay that allowance, or pro rata portion of that allowance, for each day, or portion of a day, that such enlisted member is furnished meals in a Government mess.

Sec. 762. None of the funds appropriated by this Act shall be available to pay the retired pay or retainer pay of a member of the Armed Forces for any month who, on or after January 1, 1982, becomes entitled to retired or retainer pay, in an amount that is greater than the amount otherwise determined to be payable after such reductions as may be necessary to reflect adjusting the computation of retired pay or retainer pay that includes credit for a part of a year of service to permit credit for a part of a year of service only for such month or months actually served: *Provided*, That the foregoing limitation shall not apply to any member who before January 1, 1982: (a) applied for retirement or transfer to the Fleet Reserve or Fleet Marine Corps Reserve; (b) is being processed for retirement under the provisions of chapter 61 of title 10 or who is on the temporary disability retired list and thereafter retired under the provisions of sections 1210 (c) or (d) of title 10; or (c) is retired or in an inactive status and would be eligible for retired pay under the provisions of chapter 67 of title 10, but for the fact that the person is under 60 years of age.

Sec. 762A. None of the funds appropriated by this Act shall be available to approve a request for waiver of the costs otherwise required to be recovered under the provisions of section 21(e)(1)(C) of the Arms Export Control Act unless the Committees on Appropriations have been notified in advance of the proposed waiver.

Sec. 763. Funds available to the Department of Defense during the current fiscal year shall be available to continue a program to provide child advocacy and family counseling services to deal with problems of child and spouse abuse.

Sec. 764. None of the funds appropriated by this Act shall be available for the transportation of equipment or materiel designated as Prepositioned Materiel Configured in Unit Sets (POMCUS) in Europe in excess of four division sets: *Provided,* That the foregoing limitation shall not apply with respect to any item of equipment or materiel which is maintained in the inventories of the Active and Reserve Forces at levels of at least 70 per centum of the established requirements for such an item of equipment or materiel for the Active Forces and 50 per centum of the established requirement for the Reserve Forces for such an item of equipment or materiel: *Provided further,* That no additional commitments to the establishment of POMCUS sites shall be made without prior approval of Congress.

SEC. 765. (a) None of the funds in this Act may be used to transfer any article of military equipment or data related to the manufacture of such equipment to a foreign country prior to the approval in writing of such transfer by the Secretary of the military service involved.

(b) No funds appropriated by this Act may be used for the transfer of a technical data package from any Government-owned and operated defense plant manufacturing large caliber cannons to any foreign government, nor for assisting any such government in producing any defense item currently being manufactured or developed in a United States Government-owned, Government-operated defense plant manufacturing large caliber cannons.

(c) None of the funds in this Act shall be used, in any way, directly or indirectly, to sell or otherwise provide the AN/SQR-19 Towed Array Sonar to any foreign country, directly or indirectly, including any administrative and military and civilian personnel costs in connection with the arrangement of the sale of the AN/SQR-19 Towed Array Sonar to any foreign country.

SEC. 766. None of the funds appropriated in this Act may be made available through transfer, reprograming, or other means for any intelligence or special activity different from that previously justified to the Congress unless the Director of Central Intelligence or the Secretary of Defense has notified the House and Senate Appropriations Committees of the intent to make such funds available for such activity.

SEC. 767. Of the funds appropriated by this Act for strategic programs, the Secretary of Defense shall provide funds for the Advanced Technology Bomber program at a level at least equal to the amount provided by the committee of conference on this Act in order to maintain priority emphasis on this program.

SEC. 767A. None of the funds available to the Department of Defense during the current fiscal year shall be used by the Secretary of a military department to purchase coal or coke from foreign nations for use at United States defense facilities in Europe when coal from the United States is available.

SEC. 768. None of the funds available to the Department of Defense shall be available for the procurement of manual typewriters which were manufactured by facilities located within States which are Signatories to the Warsaw Pact.

SEC. 769. None of the funds appropriated by this Act may be used to appoint or compensate more than 37 individuals in the Department of Defense in positions in the Executive Schedule (as provided in sections 5312-5316 of title 5, United States Code).

SEC. 770. None of the funds appropriated by this Act shall be available to convert a position in support of the Army Reserve, Air Force Reserve, Army National Guard, and Air National Guard occupied by, or programed to be occupied by, a military technician to a position to be held by a person in an active Guard or Reserve status if that conversion would reduce the total number of positions occupied by, or programed to be occupied by, military technicians of the component concerned, below the number of positions occupied by military technicians in that component on September 30, 1982:

Provided, That none of the funds appropriated by this Act shall be available to support more than 28,108 positions in support of the Army Reserve or Army National Guard occupied by, or programed to be occupied by, persons in an active Guard or Reserve status: *Provided further,* That none of the funds appropriated by this Act shall be available to support more than 25,714 positions occupied by, or programed to be occupied by, persons in an active Reserve or Guard status in support of the Army Reserve or Army National Guard after February 1, 1984: *Provided further,* That none of the funds appropriated by this Act may be used to include military technicians in computing civilian personnel ceilings, including statutory or administratively imposed ceilings, on activities in support of the Army Reserve, Air Force Reserve, Army National Guard or Air National Guard.

SEC. 771. None of the funds provided in this Act may be used to impose civilian personnel ceilings on Department of Defense industrially funded activities: *Provided,* That any increase in civilian personnel of such industrial funds in excess of the number employed on September 30, 1982, shall not be counted for the purposes of any statutory or administratively imposed civilian personnel ceiling otherwise applicable during fiscal year 1984.

SEC. 772. Appropriations or funds available to the Department of Defense during the current fiscal year may be transferred to appropriations provided in this Act for research, development, test, and evaluation to the extent necessary to meet increased pay costs authorized by or pursuant to law, to be merged with and to be available for the same purposes, and the same time period, as the appropriation to which transferred.

SEC. 773. The proviso contained in section 790 of the Department of Defense Appropriation Act, 1983, as enacted in Public Law 97-377 is hereby repealed.

SEC. 774. During the current fiscal year and subsequent fiscal years, for the purposes of the appropriation "Foreign Currency Fluctuations, Defense" the foreign currency exchange rates used in preparing budget submissions shall be the foreign currency exchange rates as adjusted or modified, as reflected in applicable Committee reports on this Act.

SEC. 775. During fiscal year 1984, not more than $24,000,000 of the funds available to the Central Intelligence Agency, the Department of Defense, or any other agency or entity of the United States involved in intelligence activities may be obligated or expended for the purpose or which would have the effect of supporting, directly or indirectly, military or paramilitary operations in Nicaragua by any nation, group, organization, movement, or individual.

SEC. 775A. So far as may be practicable, Indian labor shall be employed, and purchases of the products of Indian industry may be made in open market in the discretion of the Secretary of Defense: *Provided,* That the products must meet pre-set contract specifications.

SEC. 776. None of the funds made available by this Act shall be used in any way for the leasing to non-Federal agencies in the United States aircraft or vehicles owned or operated by the Department of Defense when suitable aircraft or vehicles are commercially available in the private sector: *Provided,* That nothing in this section shall affect authorized and established procedures for the sale of surplus aircraft or vehicles: *Provided further,* That nothing in this section shall prohibit such leasing when specifically authorized in a subsequent Act of Congress.

SEC. 777. None of the funds made available by this Act shall be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before the Congress.

SEC. 778. No funds available to the Department of Defense during the current fiscal year may be used to enter into any contract with a term of three years or more, inclusive of any option for contract extension or renewal, for any vessels, aircraft or vehicles, through a lease, charter, or similar agreement, that imposes an estimated termination liability (excluding the estimated value of the leased item at the time of termination) on the Government exceeding 50 per centum of the original purchase value of the vessel, aircraft, or vehicle involved for which the Congress has not specifically provided authority in an appropriation Act for the obligation of 10 per centum of such termination liability.

SEC. 779. None of the funds appropriated by this Act may be obligated or expended to formulate or to carry out any requirement that, in order to be eligible to submit a bid or an offer on a Department of Defense contract to be let for the supply of commercial or commercial-type products, a small business concern (as defined pursuant to section 3 of the Small Business Act) must (1) demonstrate that its product is accepted in the commercial market (except to the extent that may be required to evidence compliance with the Walsh-Healey Public Contracts Act), or (2) satisfy any other prequalification to submitting a bid or an offer for the supply of any such product.

SEC. 779A. None of the funds appropriated in this Act may be obligated or expended in any way for the purpose of the sale, lease, rental, or excessing of any portion of land currently identified as Fort DeRussy, Honolulu, Hawaii.

SEC. 780. None of the funds made available by this Act shall be available to operate in excess of 247 commissaries in the contiguous United States.

SEC. 781. None of the funds provided in this Act shall be used to procure aircraft ejection seats manufactured in any foreign nation that does not permit United States manufacturers to compete for ejection seat procurement requirements in that foreign nation.

SEC. 782. No more than $203,322,000 of the funds appropriated by this Act shall be available for the payment of unemployment compensation benefits.

SEC. 783. None of the funds appropriated by this Act should be obligated for the pay of any individual who is initially employed after the date of enactment of this Act as a technician in the administration and training of the Army Reserve and the maintenance and repair of supplies issued to the Army Reserve unless such individual is also a military member of the Army Reserve troop program unit that he or she is employed to support. Those technicians employed by the Army Reserve in areas other than Army Reserve troop program units need only be members of the Selected Reserve.

SEC. 784. Notwithstanding any other provision of law, the Export-Import Bank of the United States may transfer to the Department of the Air Force, specifically for the Air National Guard, if requested, without reimbursement, five (5) DC–10 aircraft and associated spare parts in the possession of the Bank as a result of a default of a borrower from the Bank.

SEC. 785. None of the funds appropriated by this Act may be obligated or expended to adjust a base period under section 1079(h)(2) of title 10, United States Code, more frequently than the Secretary of Defense considers appropriate.

SEC. 786. None of the funds appropriated by this Act shall be available to pay Variable Housing Allowance pursuant to section 403(a) title 37, United States Code, in amounts that exceed the amount of Variable Housing Allowance to which the member would otherwise be entitled under section 403(a), title 37, United States Code, minus the difference between the amount of Basic Allowance for Quarters such member is receiving and the Basic Allowance for

Quarters payable to a member of the same rank and grade on September 30, 1983.

SEC. 787. None of the funds available to the Department of Defense shall be used to adjust any contract price for amounts set forth in any shipbuilding claim, request for equitable adjustment, or demand for payment or incurred due to the preparation, submission, or adjudication of any such shipbuilding claim, request, or demand under a contract entered into after the date of enactment of this Act, arising out of events occurring more than eighteen months prior to the submission of such shipbuilding claim, request, or demand. For the purposes of this Act, the requirement for "submission" of a shipbuilding claim, request, or demand is met only when the certification required in section 6(c)(1) of the Contracts Disputes Act of 1978 is provided and the shipbuilding claim, request, or demand is fully documented and substantiated in accordance with regulations to be promulgated by the Secretary of Defense.

SEC. 788. Under regulations prescribed by the Secretary of Defense, the Department of the Air Force, and Defense Logistics Agency, may test a flat rate per diem system for military and civilian travel allowances: *Provided*, That per diem allowances paid under a flat rate per diem system shall be in an amount determined by the Secretary of Defense to be sufficient to meet normal and necessary expenses in the area in which travel is performed, but in no event will the travel allowances exceed $75 for each day in travel status within the continental United States: *Provided further*, That the test approved under this section shall expire on September 30, 1985, or upon the effective date of permanent legislation establishing a flat rate per diem system for military and civilian personnel, whichever occurs first.

SEC. 789. None of the funds appropriated by this Act shall be used for the transfer of the Department of Defense Dependents Schools (DODDS) to the Department of Education, as prohibited by section 1223 of the Department of Defense Authorization Act, 1984.

SEC. 790. No part of the funds appropriated herein shall be available for the purchase of more than 50 per centum of the fiscal year requirements for aircraft power supply cable assemblies of each military facility from industries established pursuant to title 18, United States Code: *Provided*, That the restriction contained herein shall not apply to small purchases in amounts not exceeding $10,000.

SEC. 791. None of the funds appropriated by this Act shall be used to purchase dogs or cats or otherwise fund the use of dogs or cats for the purpose of training Department of Defense students or other personnel in surgical or other medical treatment of wounds produced by any type of weapon: *Provided*, That the standards of such training with respect to the treatment of animals shall adhere to the Federal Animal Welfare Law and to those prevailing in the civilian medical community.

SEC. 792. Beginning on April 1, 1984, or on the effective date of the next adjustment in the General Schedule of compensation for Federal classified employees, whichever occurs first, none of the funds appropriated by this Act shall be available to pay Variable Housing Allowance to a member pursuant to section 403(a), title 37, United States Code, in an amount that exceeds the difference between $800 and the amount of Basic Allowance for Quarters such member receives pursuant to section 403, title 37, United States Code, in the case of members with dependents, or the difference between $600 and the amount of Basic Allowance for Quarters such member receives pursuant to section 403, title 37, United States Code, in the case of a member without dependents.

SEC. 793. The land and building located on the parcel described as lot four (4), block four (4), Fairbanks Original Townsite, section 10 townsite 1 south, range 1 west, Fairbanks meridian, shall be transferred to the city of Fairbanks.

SEC. 794. (a) Except as otherwise provided in this section, none of the funds appropriated by this or any other Act may be obligated or expended for the procurement of a weapon system unless the prime contractor or other contractors for such system provides the United States with written guarantees—

(1) that the system and each component thereof were designed and manufactured so as to conform to the Government's performance requirements as specifically delineated (A) in the production contract, or (B) in any other agreement relating to the production of such system entered into by the United States and the contractor;

(2) that the system and each component thereof, at the time they are provided to the United States, are free from all defects (in materials and workmanship) which would cause the system to fail to conform to the Government's performance requirements as specifically delineated (A) in the production contract, or (B) in any other agreement relating to the production of such system entered into by the United States and the contractor; and

(3) that, in the event of a failure of the weapon system or a component to meet the conditions specified in clauses (1) and (2)—

(A) the contractor will bear the cost of all work promptly to repair or replace such parts as are necessary to achieve the required performance requirements; or

(B) if the contractor fails to repair or replace such parts promptly, as determined by the Secretary of Defense, the contractor will pay the costs incurred by the United States in procuring such parts from another source.

(b) A written guarantee provided pursuant to subsection (a) shall not apply in the case of any weapon system or component thereof which has been furnished by the Government to a contractor.

(c) The Secretary of Defense may waive the requirements of subsection (a) in the case of a weapon system if the Secretary—

(1) determines that the waiver is necessary in the interest of the national defense or would not be cost-effective; and

(2) notifies the Committees on Armed Services and Appropriations of the Senate and the House of Representatives in writing of his intention to waive such requirements with respect to such weapon system and includes in the notice an explanation of the reasons for the waiver.

(d) The requirements for written guarantees provided in subsection (a) hereof shall apply only to contracts which are awarded after the date of enactment of this Act and shall not cover combat damage.

SEC. 795. None of the funds appropriated by this Act shall be obligated under the competitive rate program of the Department of Defense for the transportation of household goods to or from Alaska and Hawaii.

SEC. 796. No funds appropriated for the Departments of Defense, Army, Navy, or the Air Force shall be obligated by their respective Secretaries for architectural and engineering services and construction design contracts for Military Construction projects in the amount of $85,000 and over, unless competition for such contracts is open to all firms regardless of size in accordance with 40 U.S.C. § 541, et seq.

SEC. 797. None of the funds made available by this Act shall be used to initiate full-scale engineering development of any major defense acquisition program until the Secretary of Defense has provided to the Committees on Appropriations of the House and Senate—

(a) a certification that the system or subsystem being developed will be procured in quantities that are not sufficient to warrant development of two or more production sources, or

(b) a plan for the development of two or more sources for the production of the system or subsystem being developed.

SEC. 798. Funds appropriated by this Act shall be available for such studies and analyses contracts with federally established nonprofit corporations which operate Federal Contract Research Centers as the Secretary of Defense may determine in accordance with procedures in effect on June 1, 1983, notwithstanding any other provisions of law: *Provided*, That this section shall expire on April 30, 1984.

SEC. 799. It is the sense of the Congress that the Secretary of Defense should formulate and carry out a program under which contracts awarded by the Department of Defense in fiscal year 1984 would, to the maximum extent practicable and consistent with existing law, be awarded to contractors who agree to carry out such contracts in labor surplus areas (as defined and identified by the Department of Labor).

SEC. 799A. The Administrator of General Services shall transfer to the State of Washington for educational correctional facility use and in accordance with provisions of law relating to the disposal of Federal property, that part of the real property, including all improvements and related personal property thereon, which was administered by the Department of Justice, located in Pierce County, Washington, known as the former McNeil Island Federal Penitentiary. Such transfer shall not include that part of McNeil Island comprising the wildlife refuge area.

SEC. 799B. Within the funds made available under title III of this Act, the military departments may use such funds as necessary, but not to exceed $2,300,000, to carry out the provisions of section 430 of title 37, United States Code.

SEC. 799C. Within funds available under title III of this Act, the Department of Defense shall provide free mailing privileges to members of the Armed Forces of the United States assigned to duty as part of the multinational peacekeeping force in Lebanon and to members of the Armed Forces of the United States assigned to duty in Grenada in the same manner and to the same extent such privileges would be accorded under section 3401 of title 39, United States Code, to members of the Armed Forces of the United States serving on active duty in an overseas area, as designated by the President, when the Armed Forces of the United States are engaged in military operations involving armed conflict with a hostile foreign force.

SEC. 799D. None of the funds appropriated or otherwise made available under this Act may be available for any country during any three-month period beginning on or after November 1, 1983, immediately following a certification by the President to the Congress that the government of such country is failing to take adequate measures to prevent narcotic drugs or other controlled substances (as listed in the schedules in section 202 of the Comprehensive Drug Abuse and Prevention Control Act of 1971 (21 U.S.C. 812)) which are cultivated, produced, or processed illicitly, in whole or in part, in such country, or transported through such country from being sold illegally within the jurisdiction of such country to United States Government personnel or their dependents or from entering the United States unlawfully.

SEC. 799E. Within funds available under title III of this Act, but not to exceed $100,000, and under such regulations as the Secretary of Defense may prescribe, the Department of Defense may, in addition to allowances currently available, make payments for travel and transportation expenses of the surviving spouse, children, parents, and brothers and sisters of any member of the Armed

Forces of the United States, who dies as the result of an injury or disease incurred in line of duty to attend the funeral of such member in any case in which the funeral of such member is more than 200 miles from the residence of the surviving spouse, children, parents or brothers and sisters, if such spouse, children, parents or brothers and sisters, as the case may be, are financially unable to pay their own travel and transportation expenses to attend the funeral of such member.

SEC. 799F. (a) Not later than June 1, 1984, the Office of Federal Procurement Policy (hereinafter in this section referred to as the "Office") shall review the procurement practices, regulations, and reform proposals and programs of the Department of Defense relating to the procurement of spare parts for weapon systems and shall transmit to the Congress a report on the findings, conclusions, and recommendations of the Office relating to such matters. The report shall include (1) an evaluation of the adequacy of the reform proposals and programs to promote practices and the development of directives which will achieve control of costs, economy, and efficiency in the procurement of such spare parts and (2) such recommendations for legislation with respect to the procurement of such spare parts as the Office considers appropriate.

(b)(1) The Secretary of Defense shall furnish to the Office such information on the practices, regulations, and reform proposals and programs of the Department of Defense relating to the procurement of spare parts for weapon systems as the Office considers necessary to carry out subsection (a).

(2) The Inspector General of the Department of Defense shall furnish to the Office such information on the practices of the Department of Defense in procuring spare parts for weapon systems as the Inspector General acquires during his audits of such practices and the Office considers necessary to carry out subsection (a).

(c) The Inspector General of the Department of Defense shall have reasonable opportunity to review and comment on the report required by subsection (a) before the report is transmitted to the Congress. The comments of the Inspector General shall be included in such report.

SEC. 799G. It is the sense of the Congress that competition, which is necessary to enhance innovation, effectiveness, and efficiency, and which has served our Nation so well in other spheres of political and economic endeavor, should be expanded and increased in the provision of our national defense.

SEC. 799H. Notwithstanding any other provision of this Act, no funds appropriated by this Act shall be expended for the research, development, test, evaluation or procurement for integration of a nuclear warhead into the Joint Tactical Missile System (JTACMS).

TITLE VIII

RELATED AGENCIES

INTELLIGENCE COMMUNITY STAFF

For necessary expenses of the Intelligence Community Staff; $17,323,000. $17,323,000

CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM FUND

For payment to the Central Intelligence Agency Retirement and Disability System Fund, to maintain proper funding level for con-

tinuing the operation of the Central Intelligence Agency Retirement and Disability System; $86,300,000. $86,300,000

[*Total, title VIII, Related Agencies, new budget (obligational) authority (all definite appropriations), $103,623,000.*]

This Act may be cited as the "Department of Defense Appropriation Act, 1984".

Approved December 8, 1983.

LEGISLATIVE HISTORY—H.R. 4185 (S. 2039)

HOUSE REPORTS: No. 98-427 (Comm. on Appropriations) and No. 98-567 (Comm. of Conference).

SENATE REPORT No. 98-292 accompanying S. 2039 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 129 (1983):

Oct. 25, 26, Nov. 1, 2, considered and passed House.

Nov. 3, 4, 7, 8, considered and passed Senate, amended.

Nov. 18, House agreed to conference report; concurred in certain amendments and in others with amendments; Senate agreed to conference report; concurred in House amendments.

Grand Total:		
Appropriations—definite	$248,955,775,000	
By transfer	*(865,100,100)*	
Transfer authority	*(1,200,000,000)*	
Total, new budget (obligational) authority, Department of Defense Appropriation Act, 1984		248,955,775,000

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 contained in the foregoing annual appropriation act, the following additional amounts are available for the Department of Defense for such fiscal year.

Permanent appropriations:		
Federal funds (p. 1001)	$600,000	
Trust funds (p. 1014)	19,500,000	
Military Construction Appropriations Act, 1984:		
Department of the Army (pp. 319-324)	2,541,463,000	
Department of the Navy (pp. 319-324)	1,847,615,000	
Department of the Air Force (pp. 319-324)	2,365,516,000	
Department of the Defense (pp. 319-324)	349,643,000	
Continuing Appropriations, 1984 (P.L. 98-107):		
Summer Olympics (p. 505)	5,000,000	
Subtotal additions		7,129,337,000

Deduct amounts for independent agencies transferred to General Government totals:

Intelligence Community Staff (p. 182)	$17,323,000	
Central Intelligence Agency Retirement and Disability System Fund (pp. 182-183)	86,300,000	
Subtotal deductions		−103,623,000
Grand total, Department of Defense		255,981,489,000

DISTRICT OF COLUMBIA APPROPRIATION ACT, 1984

Public Law 98-125

98th Congress, H.R. 3415

October 13, 1983

AN ACT

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the District of Columbia for the fiscal year ending September 30, 1984, and for other purposes, namely:

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

For payment to the District of Columbia for the fiscal year ending September 30, 1984, $386,000,000, as authorized by the District of Columbia Self-Government and Governmental Reorganization Act, Public Law 93-198, as amended (D.C. Code 47-3406): *Provided,* That none of these funds shall be made available to the District of Columbia until the number of full-time uniformed officers in permanent positions in the Metropolitan Police Department is at least 3,880, excluding any such officer appointed after August 19, 1982, under qualification standards other than those in effect on such date. $386,000,000

For payment to the District of Columbia for the fiscal year ending September 30, 1984, in lieu of reimbursements for charges for water and water services and sanitary sewer services furnished to facilities of the United States Government, $16,520,000, as authorized by the Act of May 18, 1954, as amended (D.C. Code 43-1552 and 43-1612). 16,520,000

For the Federal contribution to the Police Officers and Fire Fighters', Teachers' and Judges' Retirement Funds as authorized by the District of Columbia Retirement Reform Act, Public Law 96-122, approved November 17, 1979 (93 Stat. 866), $52,070,000. 52,070,000

[*Total, Federal payment, $454,590,000.*]

CRIMINAL JUSTICE EMERGENCY INITIATIVE

For a Federal contribution to the District of Columbia, $25,171,600 of which $11,735,400 shall remain available until expended: *Provided,* That $2,841,300 for the Superior Court of the District of Columbia shall be made available only upon enactment into law of authorizing legislation. 25,171,600

EDUCATION INITIATIVE

For a Federal contribution to the District of Columbia, $350,000. 350,000

SAINT ELIZABETHS HOSPITAL

For a Federal contribution to the District of Columbia, $5,700,000. $5,700,000

LOANS TO THE DISTRICT OF COLUMBIA FOR CAPITAL OUTLAY

For loans to the District of Columbia, as authorized by the District of Columbia Self-Government and Governmental Reorganization Act, Public Law 93-198, as amended, $115,000,000, which shall remain available until expended and be advanced upon request of the Mayor. 115,000,000

[*Total, Federal funds to the District of Columbia (all definite appropriations, $600,811,600.*]

DIVISION OF EXPENSES

The following amounts are appropriated for the District of Columbia for the current fiscal year out of the general fund of the District of Columbia, except as otherwise specifically provided.

GOVERNMENTAL DIRECTION AND SUPPORT

Governmental direction and support, $44,251,400: *Provided*, That not to exceed $2,500 for the Mayor, $2,500 for the Chairman of the Council of the District of Columbia, and $2,500 for the City Administrator shall be available from this appropriation for expenditures for official purposes: *Provided further*, That any program fees collected from the issuance of debt shall be available for the payment of expenses of the debt management program of the District of Columbia: *Provided further*, That not less than $320,000 shall be used by the Office of Personnel exclusively for the administration of programs for the training of District of Columbia government employees: *Provided further*, That notwithstanding any other provision of law, there is hereby appropriated $2,603,700 to pay legal, management, investment, and other fees and administrative expenses of the District of Columbia Retirement Board, of which $500,000 shall be derived from the general fund and not to exceed $2,103,700 (including $200,000 for obligations incurred in fiscal year 1983) shall be derived from the earnings of the applicable retirement funds: *Provided further*, That the District of Columbia Retirement Board shall provide to the Congress and the Council of the District of Columbia a quarterly report of the allocations of charges by fund and of expenditures of all funds: *Provided further*, That the District of Columbia Retirement Board shall provide the Mayor for transmittal to the Council of the District of Columbia an item accounting of the planned use of appropriated funds in time for each annual budget submission and the actual use of such funds in time for each annual audited financial report. *(44,251,400)*

ECONOMIC DEVELOPMENT AND REGULATION

Economic development and regulation, $56,603,000: *Provided*, That the District of Columbia Housing Finance Agency, established by section 201 of the District of Columbia Housing Finance Agency Act, effective March 3, 1979 (D.C. Law 2-135; D.C. Code 45-2111), based upon its capability of repayments as determined each year by the Council of the District of Columbia from the Agency's annual audited financial statements to the Council of the District of Columbia, shall repay to the general fund an amount equal to appropriations plus interest at a rate of 4 percent per annum for a term of fifteen years, with a deferral of payments for the first three years: *Provided further*, That notwithstanding the foregoing provision, the obligation to repay all or a part of the amounts due shall be subject to the rights of the holders of any bonds or notes issued by the *(56,603,000)*

Agency and shall be repaid to the District of Columbia only from available operating revenues of the Agency which are in excess of the amounts required for debt service, reserve funds, and operating expenses: *Provided further,* That upon commencement of the debt service payments, such payments shall be deposited into the general fund of the District of Columbia.

PUBLIC SAFETY AND JUSTICE

Public safety and justice, including purchase of not to exceed one hundred and thirty-five passenger motor vehicles for replacement only (including one hundred and thirty for police-type use and five for fire-type use without regard to the general purchase price limitation for the current fiscal year), $487,068,100 (including $2,841,300 for the Superior Court of the District of Columbia which shall be made available only upon enactment into law of authorizing legislation), of which $6,231,900 shall be payable from the revenue sharing trust fund: *Provided,* That the Metropolitan Police Department is authorized to replace not to exceed twenty-five passenger carrying vehicles, and the Fire Department is authorized to replace not to exceed five such vehicles annually whenever the cost of repair to any damaged vehicle exceeds three-fourths of the cost of the replacement: *Provided further,* That not to exceed $300,000 shall be available from this appropriation for the Chief of Police for the prevention and detection of crime: *Provided further,* That funds appropriated for expenses under the District of Columbia Criminal Justice Act, Public Law 93-412, approved September 3, 1974 (88 Stat. 1090; D.C. Code 11-2601 et seq.) for the fiscal year ending September 30, 1984, shall be available for obligations incurred under that Act in each fiscal year since inception in fiscal year 1975: *Provided further,* That $50,000 of any appropriation available to the District of Columbia may be used to match financial contributions from the Department of Defense to the District of Columbia Office of Emergency Preparedness for the purchase of civil defense equipment and supplies approved by the Department of Defense, when authorized by the Mayor: *Provided further,* That not to exceed $2,500 for the Joint Committee on Judicial Administration shall be available from this appropriation for official purposes.

($487,068,100)

PUBLIC EDUCATION SYSTEM

Public education system, including the development of national defense education programs, $483,532,900, of which $6,000,000 shall be payable from the revenue sharing trust fund, to be allocated as follows: $326,350,000 for the public schools of the District of Columbia; $78,560,800 for the District of Columbia Teachers' Retirement Fund; $60,842,400 for the University of the District of Columbia; $12,436,100 for the Public Library; $916,400 for the Commission on the Arts and Humanities; $196,200 for the Educational Institution Licensure Commission; and $4,231,000 for the School Transit Subsidy: *Provided,* That $515,000 of the funds provided for the public schools of the District of Columbia from the Driver Education Program Fund shall be used exclusively for the operation of the driver education program: *Provided further,* That the public schools of the District of Columbia are authorized to accept not to exceed thirty-one motor vehicles for exclusive use in the driver education program: *Provided further,* That not less than $7,257,800 of this appropriation shall be used exclusively for maintenance of the public schools of the District of Columbia: *Provided further,* That not to exceed $2,500 for the Superintendent of Schools, $2,500 for the President of the University of the District of Columbia, and $2,000 for the Public Librarian shall be available from this appropriation

(483,532,900)

for expenditures for official purposes: *Provided further,* That this appropriation shall not be available to subsidize the education of nonresidents of the District of Columbia at the University of the District of Columbia, unless the Board of Trustees of the University of the District of Columbia adopts for the fiscal year ending September 30, 1984, a tuition rate schedule which will establish the tuition rate for nonresident students at a level no lower than the nonresident tuition rate charged at comparable public institutions of higher education in the metropolitan area.

HUMAN SUPPORT SERVICES

Human support services, including care and treatment of indigent patients in institutions under contracts to be made by the Director of the Department of Human Services, $503,236,600, of which $2,233,000 shall be payable from the revenue sharing trust fund: *Provided,* That the inpatient rate under such contracts shall not exceed $76 per diem and the outpatient rate shall not exceed $12 per visit except for services provided to patients who are eligible for such services under the District of Columbia plan for medical assistance under title XIX of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. 1396 et seq.), and the inpatient rate (excluding the proportionate share for repairs and construction) for services rendered by Saint Elizabeths Hospital for patient care shall be at the per diem rate established pursuant to section 2 of An Act to authorize certain expenditures from the appropriation of Saint Elizabeths Hospital, and for other purposes, approved August 4, 1947 (61 Stat. 751; 24 U.S.C. 168(a)): *Provided further,* That total funds paid by the District of Columbia as reimbursements for operating costs of Saint Elizabeths Hospital, including any District of Columbia payments (but excluding the Federal matching share of payments) associated with title XIX of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. 1396 et seq.), shall not exceed $5,700,000 and an additional $29,448,700: *Provided further,* That $11,558,000 of this appropriation, to remain available until expended, shall be available solely for District of Columbia employees' disability compensation. *($503,236,600)*

PUBLIC WORKS

Public works, including rental of one passenger-carrying vehicle for use by the Mayor and three passenger-carrying vehicles for use by the Council of the District of Columbia and purchase of passenger-carrying vehicles for replacement only, $190,562,100, of which $2,500,000 shall be payable from the revenue sharing trust fund: *Provided,* That this appropriation shall not be available for the purchase of driver-training vehicles: *Provided further,* That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business or from apartment houses with four or more apartments, or from any building or connected group of buildings operating as a rooming or boarding house as defined in the housing regulations of the District of Columbia. *(190,562,100)*

REPAYMENT OF LOANS AND INTEREST

For reimbursement to the United States of funds loaned in compliance with An Act to provide for the establishment of a modern, adequate, and efficient hospital center in the District of Columbia, approved August 7, 1946 (60 Stat. 896); the Departments of Labor, and Health, Education, and Welfare Appropriation Act of 1955, approved July 2, 1954 (68 Stat. 443); section 1 of An Act to authorize the Commissioners of the District of Columbia to borrow funds for capital improvement programs and to amend provisions of law relating to Federal Government participation in meeting costs of maintaining the Nation's Capital City, approved June 6, 1958 (72 Stat. 183; D.C. Code 9-219); section 4 of An Act to authorize the Commissioners of the District of Columbia to plan, construct, operate, and maintain a sanitary sewer to connect the Dulles International Airport with the District of Columbia system, approved June 12, 1960 (74 Stat. 211); and section 723 of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 821; D.C. Code 47-321, note); section 743(f) of the District of Columbia Self-Government and Governmental Reorganization Act, approved October 13, 1977 (91 Stat. 1156; D.C. Code 9-219, note), including interest as required thereby, $158,735,600. *($158,735,600)*

REPAYMENT OF GENERAL FUND DEFICIT

For the purpose of eliminating the cash portion of the $296,449,000 general fund accumulated deficit as of September 30, 1982, $15,000,000, of which not less than $10,000,000 shall be funded and apportioned by the Mayor from amounts otherwise available to the District of Columbia government (including amounts appropriated by this Act or revenues otherwise available, or both). *(5,000,000)*

SHORT-TERM BORROWINGS

For the purpose of funding interest related to borrowing funds for short-term cash needs, $3,750,000. *(3,750,000)*

ADJUSTMENTS

The Mayor shall reduce authorized appropriations and expenditures within object class 30A (energy) in the amount of $3,871,300, and within object class 13 (additional gross pay) in the amount of $361,800, within one or several of the various appropriation headings in this Act. *(−3,871,300)* *(−361,800)*

[*Total, adjustments, −$4,233,100.*]

[*Total, operating expenses, general fund (net), $1,928,506,600.*]

CAPITAL OUTLAY

For construction projects as authorized by An Act authorizing the laying of water mains and service sewers in the District of Columbia, the levying of assessments therefor, and for other purposes, approved April 22, 1904 (33 Stat. 244; D.C. Code 43-1512-1519); the District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 101); An Act to authorize the Commissioners of the District of Columbia to borrow funds for capital improvement programs and to amend provisions of law relating to Federal Government participation in meeting costs of maintaining the Nation's Capital City, approved June 6, 1958 (72 Stat. 183; D.C. Code 9-219 and 47-3402); section 3(g) of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved August 20, 1958 (72 Stat. 686; D.C. Code 40-805(7)); and the National Capital Transportation Act of 1969, approved December 9, 1969 (83 Stat. 320; D.C. Code 1-2451, 1-2452, 1-2454, 1-2456, and 1-2457); including acquisition of sites, preparation of plans and specifications, conducting preliminary surveys, erection of structures, including building improvement and alteration and treatment of grounds, to remain available until expended, $111,587,400: *Provided,* That $4,101,600 shall be available for project management and $5,160,900 for design by the Director of the Department of General Services or by contract for architectural engineering services, as may be determined by the Mayor, and that the funds for use of each capital project implementing agency shall be managed and controlled in accordance with all procedures and *(111,587,400)* limitations established under the Financial Management System: *Provided further,* That all such funds shall be available only for the specific projects and purposes intended: *Provided further,* That notwithstanding the foregoing, all authorizations for capital outlay projects, except those projects covered by the first sentence of section 23(a) of the Federal-Aid Highway Act of 1968, Public Law 90-495, approved August 23, 1968 (82 Stat. 827; D.C. Code 7-134, note), for which funds are provided by this paragraph, shall expire on September 30, 1985, except authorizations for projects as to which funds have been obligated in whole or in part prior to September 30, 1985: *Provided further,* That upon expiration of any such project authorization the funds provided herein for such project shall lapse: *Provided further,* That the Mayor shall not request the advance of any moneys for new general fund capital improvement projects without the approval, by resolution, of the Council of the District of Columbia.

Water and Sewer Enterprise Fund

For the Water and Sewer Enterprise Fund, $114,383,100, of which $22,190,900 shall be apportioned and payable to the debt service fund for repayment of loans and interest incurred for capital improvement projects. *($114,383,100)*

For construction projects as authorized by an Act authorizing the laying of water mains and service sewers in the District of Columbia, the levying of assessments therefore, and for other purposes, approved April 22, 1904 (33 Stat. 244; D.C. Code 43-1512 et seq.), $11,220,000: *Provided,* That the requirements and restrictions which are applicable to general fund capital improvement projects and which are set forth in this Act under the heading Capital Outlay shall apply to projects approved under this heading. *(11,220,000)*

[*Total, water and sewer enterprise fund, $125,603,100.*]

Washington Convention Center Enterprise Fund

For the Washington Convention Center Enterprise Fund, $9,617,000: *Provided,* That the Convention Center Board of Directors, established by section 3 of the Washington Convention Center Management Act of 1979, effective November 3, 1979 (D.C. Law 3-36, D.C. Code 9-602), shall reimburse the auditor of the District of Columbia for all reasonable costs for performance of the annual convention center audit. *(9,617,000)*

Lottery and Charitable Games Enterprise Fund

For the Lottery and Charitable Games Enterprise Fund established by Public Law 97-91 (95 Stat. 1174, 1175), as amended, for the purpose of implementing the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective March 10, 1981 (D.C. Law 3-172; D.C. Code 22-1516 et seq.), $2,772,500, to be derived from non-Federal District of Columbia revenues: *Provided,* That the District of Columbia shall identify the sources of funding for this appropriation from its own locally-generated revenues: *Provided further,* That no revenues from Federal sources shall be used to support the operations or activities of the Lottery and Charitable Games Control Board. *(2,772,500)*

[*Total, enterprise funds, $137,992,600.*]

[*Total, District of Columbia funds (net), $2,178,086,600.*]

GENERAL PROVISIONS

SEC. 101. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5

U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 102. Except as otherwise provided in this Act, all vouchers covering expenditures of appropriations contained in this Act shall be audited before payment by the designated certifying official and the vouchers as approved shall be paid by checks issued by the designated disbursing official.

SEC. 103. Whenever in this Act an amount is specified within an appropriation for particular purposes or objects of expenditure, such amount, unless otherwise specified, shall be considered as the maximum amount which may be expended for said purpose or object rather than an amount set apart exclusively therefor, except for those funds and programs for the Metropolitan Police Department under the heading "Public Safety and Justice" which shall be considered as the amounts set apart exclusively for and shall be expended solely by that Department; and the appropriation under the heading "Repayment of General Fund Deficit" which shall be considered as the amount set apart exclusively for and shall be expended solely for that purpose.

SEC. 104. Appropriations in this Act shall be available, when authorized by the Mayor, for allowances for privately owned automobiles and motorcycles used for the performance of official duties at rates established by the Mayor: *Provided*, That such rates shall not exceed the maximum prevailing rates for such vehicles as prescribed in the Federal Property Management Regulations 101-7 (Federal Travel Regulations).

SEC. 105. Appropriations in this Act shall be available for expenses of travel and for the payment of dues of organizations concerned with the work of the District of Columbia government, when authorized by the Mayor: *Provided*, That the Council of the District of Columbia may expend such funds without authorization by the Mayor.

SEC. 106. Appropriations in this Act shall not be used for or in connection with the preparation, issuance, publication, or enforcement of any regulation or order of the Public Service Commission requiring the installation of meters in taxicabs, or for or in connection with the licensing of any vehicle to be operated as a taxicab except for operation in accordance with such system of uniform zones and rates and regulations applicable thereto as shall have been prescribed by the Public Service Commission.

SEC. 107. There are appropriated from the applicable funds of the District of Columbia such sums as may be necessary for making refunds and for the payment of judgments which have been entered against the District of Columbia government: *Provided*, That nothing contained in this section shall be construed as modifying or affecting the provisions of section 11(c)(3) of title XII of the District of Columbia Income and Franchise Tax Act of 1947, approved March 31, 1956 (70 Stat. 78; D.C. Code 47-1812.11(c)(3)).

SEC. 108. Appropriations in this Act shall be available for the payment of public assistance without reference to the requirement of section 544 of the District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; 29 DCR 1060), and for the non-Federal share of funds necessary to qualify for Federal assistance under the Juvenile Delinquency Prevention and Control Act of 1968, Public Law 90-445, approved July 31, 1968 (82 Stat. 462; 42 U.S.C. 3801 et seq.).

SEC. 109. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 110. Not to exceed 4½ per centum of the total of all funds appropriated by this Act for personal compensation may be used to pay the cost of overtime or temporary positions.

SEC. 111. The total expenditure of funds appropriated by this Act for authorized travel and per diem costs outside the District of Columbia, the State of Maryland, and the Commonwealth of Virginia shall not exceed $300,000.

SEC. 112. Appropriations in this Act shall not be available, during the fiscal year ending September 30, 1984, for the compensation of any person appointed to a permanent position in the District of Columbia government during any month in which the number of employees exceeds 30,417, the number of positions authorized by this Act.

SEC. 113. No funds appropriated in this Act for the District of Columbia government for the operation of educational institutions, the compensation of personnel, or for other educational purposes may be used to permit, encourage, facilitate, or further partisan political activities. Nothing herein is intended to prohibit the availability of school buildings for the use of any community or partisan political group during nonschool hours.

SEC. 114. The annual budget for the District of Columbia government for the fiscal year ending September 30, 1985, shall be transmitted to the Congress by not later than April 15, 1984.

SEC. 115. None of the funds appropriated in this Act shall be made available to pay the salary of any employee of the District of Columbia government whose name, title, grade, salary, past work experience, and salary history are not available for inspection by the House and Senate Committees on Appropriations or their duly authorized representatives.

SEC. 116. There are appropriated from the applicable funds of the District of Columbia such sums as may be necessary for making payments authorized by the District of Columbia Revenue Recovery Act of 1977, effective September 23, 1977 (D.C. Law 2-20; D.C. Code 47-421 et seq.).

SEC. 117. None of the funds contained in this Act shall be made available to pay the salary of any employee of the District of Columbia government whose name and salary are not available for public inspection.

SEC. 118. No part of this appropriation shall be used for publicity or propaganda purposes or implementation of any policy including boycott designed to support or defeat legislation pending before Congress or any State legislature.

SEC. 119. None of the Federal funds provided in this Act shall be used to perform abortions except where the life of the mother would be endangered if the fetus were carried to term; or except for such medical procedures necessary for the victims of rape or incest, when such rape or incest has been reported promptly to a law enforcement agency or public health service. Nor are payments prohibited for drugs or devices to prevent implantation of the fertilized ovum, or for medical procedures necessary for the termination of an ectopic pregnancy.

SEC. 120. At the start of the fiscal year, the Mayor shall develop an annual plan, by quarter and by project, for capital outlay borrowing from the United States Treasury: *Provided*, That within a reasonable time after the close of each quarter, the Mayor shall report to the Council of the District of Columbia and the Congress the actual borrowing and spending progress compared with projections.

SEC. 121. The Mayor shall not borrow any funds for capital projects unless he has obtained prior approval from the Council of the District of Columbia, by resolution, identifying the projects and amounts to be financed with such borrowings.

SEC. 122. The Mayor shall not expend any moneys borrowed for capital projects for the operating expenses of the District of Columbia government.

SEC. 123. None of the funds appropriated in this Act may be used for the implementation of a personnel lottery with respect to the hiring of firefighters or police officers.

SEC. 124. None of the funds appropriated by this Act may be obligated or expended by reprogramming except pursuant to advance approval of the reprogramming granted according to the procedure set forth in the Joint Explanatory Statement of the Committee of Conference (House Report No. 96-443) which accompanied the District of Columbia Appropriation Act, 1980 (Public Law 96-93, approved October 30, 1979) (93 Stat. 713), as modified in House Report No. 98-265, and in accordance with the Reprograming Policy Act of 1980, effective September 16, 1980 (D.C. Law 3-100; D.C. Code 47-361 et seq.).

SEC. 125. None of the Federal funds provided in this Act shall be obligated or expended to provide a personal cook, chauffeur, or other personal servants to any officer or employee of the District of Columbia.

SEC. 126. None of the Federal funds provided in this Act shall be obligated or expended to procure passenger automobiles as defined in the Automobile Fuel Efficiency Act of 1980, approved October 10, 1980 (94 Stat. 1824; 15 U.S.C. 2001(2)) with an Environmental Protection Agency estimated miles per gallon average of less than 22 miles per gallon: *Provided*, That this section shall not apply to security, emergency rescue, or armored vehicles.

SEC. 127. (a) Notwithstanding section 422(7) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 790; D.C. Code 1-242(7)), the City Administrator shall be paid, during any fiscal year, a salary at a rate established by the Mayor, not to exceed the rate established for level IV of the Executive Schedule under 5 U.S.C. 5315.

(b) For purposes of applying any provision of law limiting the availability of funds for payment of salary or pay in any fiscal year, the highest rate of pay established by the Mayor under subsection (a) of any position for any period during the last quarter of calendar year 1983 shall be deemed to be the rate of pay payable for that position for September 30, 1983.

(c) Notwithstanding section 4(a) of the District of Columbia Redevelopment Act of 1945, approved August 2, 1946 (60 Stat. 793; D.C. Code 5-803(a)), the Board of Directors of the District of Columbia Redevelopment Land Agency shall be paid, during any fiscal year, a per diem compensation at a rate established by the Mayor.

SEC. 128. Notwithstanding any other provisions of law, the provisions of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Code 1-601.1 et seq.), enacted pursuant to section 422(3) of the District of Columbia Self-Government and Governmental Reorganization Act of 1973, approved December 24, 1973 (Public Law 93-198; 87 Stat. 790; D.C. Code 1-242(3)), shall apply with respect to the compensation of District of Columbia employees: *Provided*, That for pay purposes, employees of the District of Columbia government shall not be subject to the provisions of title 5 of the United States Code.

SEC. 129. None of the funds appropriated by this Act may be used to transport any output of the municipal waste system of the District of Columbia for disposal at any public or private landfill located in any State, excepting currently utilized landfills in Maryland and Virginia, until the appropriate State agency has issued the required permits.

(Street lighting costs)

SEC. 130. (a) Payment for street lighting and traffic signal costs shall be made by the Mayor monthly for each calendar month during fiscal year 1984, except for any month covered by a program (1) which provides for such expenses to be borne by the ratepayers of the electric utility involved and (2) for which all final administrative and judicial determinations have been made.

(b) Except for funds set apart exclusively for, or administratively apportioned for, eliminating the cash portion of the general fund accumulated deficit, appropriations under this Act shall be available to the Mayor for purposes of subsection (a).

(Legislative Branch Appropriation Act, 1984)

SEC. 131. (a) That part of the Legislative Branch Appropriation Act, 1984 (Public Law 98-51), under the heading "SENATE" is amended, in the paragraph with the heading "SECRETARY OF THE SENATE", by striking out "$390,000" and inserting in lieu thereof "$537,000".

(b) That part of such Act, under the heading "HOUSE OF REPRESENTATIVES" is amended, in the paragraph with the heading "SALARIES, OFFICERS AND EMPLOYEES", by striking out "$44,639,000" and inserting in lieu thereof "$44,787,000"; and by striking out "$6,185,000" for the "Office of the Doorkeeper" and inserting in lieu thereof "$6,333,000".

(c) That part of such Act, under the heading "JOINT ITEMS" is amended, in the paragraph with the heading "EDUCATION OF PAGES", by striking out such heading and paragraph.

This Act may be cited as the "District of Columbia Appropriation Act, 1984".

Approved, October 13, 1983.

LEGISLATIVE HISTORY—H.R. 3415

HOUSE REPORTS: No. 98-265 (Comm. on Appropriations) and No. 98-379 (Comm. of Conference).
SENATE REPORT No. 98-185 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 29, considered and passed House.
July 27, considered and passed Senate, amended.
Sept. 29, House agreed to conference report and concurred in Senate amendments with amendments; Senate agreed to conference report and concurred in House amendments.

Grand total:		
Federal funds	$600,811,600	
District of Columbia funds (net)	*(2,178,086,600)*	
Total, new budget (obligational) authority, District of Columbia Appropriation Act, 1984 (Federal funds)		$600,811,600

ENERGY AND WATER DEVELOPMENT APPROPRIATION ACT, 1984

Public Law 98-50

98th Congress, H.R. 3132

July 14, 1983

AN ACT

Making appropriations for energy and water development for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 1984, for energy and water development, and for other purposes, namely:

TITLE I—DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

The following appropriations shall be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for authorized civil functions of the Department of the Army pertaining to rivers and harbors, flood control, beach erosion, and related purposes.

GENERAL INVESTIGATIONS

For expenses necessary for the collection and study of basic information pertaining to river and harbor, flood control, shore protection, and related projects, restudy of authorized projects, miscellaneous investigations, and when authorized by law, surveys and detailed studies and plans and specifications of projects prior to construction, $133,810,000, to remain available until expended. $133,810,000

CONSTRUCTION, GENERAL

For the prosecution of river and harbor, flood control, shore protection, and related projects authorized by laws; and detailed studies, and plans and specifications, of projects (including those for development with participation or under consideration for participation by States, local governments, or private groups) authorized or made eligible for selection by law (but such studies shall not constitute a commitment of the Government to construction), $884,104,000, to remain available until expended, of which 884,104,000 $5,200,000 shall be made available for the Miami Harbor, Bayfront Park project, Florida; and, in addition, notwithstanding any other provision of law, $10,000,000, to remain available until expended, for 10,000,000 the Yatesville Lake construction project.

[*Total, construction, general, $894,104,000.*]

Flood Control and Coastal Emergencies

For expenses necessary for emergency flood control, hurricane, and shore protection activities, as authorized by section 5 of the Flood Control Act, approved August 18, 1941, as amended, $10,000,000, to remain available until expended. $10,000,000

Revolving Fund

For design and construction of a Corps of Engineers' learning facility at Huntsville, Alabama, $9,500,000, to remain available until expended. 9,500,000

Flood Control, Mississippi River and Tributaries, Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Missouri, and Tennessee

For expenses necessary for prosecuting work of flood control, and rescue work, repair, restoration, or maintenance of flood control projects threatened or destroyed by flood, as authorized by law (33 U.S.C. 702a, 702g-1), $300,480,000, to remain available until expended: *Provided,* That not less than $250,000 shall be available for bank stabilization measures as determined by the Chief of Engineers to be advisable for the control of bank erosion of streams in the Yazoo Basin, including the foothill area, and where necessary such measures shall complement similar works planned and constructed by the Soil Conservation Service and be limited to the areas of responsibility mutually agreeable to the District Engineer and the State Conservationist: *Provided further,* That the unexpended balances of prior appropriations provided for activities covered in this appropriation may be transferred to appropriation accounts for such activities established pursuant to this appropriation. Balances so transferred may be merged with funds in the applicable established account and thereafter may be accounted for as one fund for the same time period as originally enacted. 300,480,000

Operation and Maintenance, General

For expenses necessary for the preservation, operation, maintenance, and care of existing river and harbor, flood control, and related works, including such sums as may be necessary for the maintenance of harbor channels provided by a State, municipality or other public agency, outside of harbor lines, and serving essential needs of general commerce and navigation; administration of laws pertaining to preservation of navigable waters; surveys and charting of northern and northwestern lakes and connecting waters; clearing and straightening channels; and removal of obstructions to navigation, $1,184,492,000, to remain available until expended, of which $319,000 shall be for the Dismal Swamp Canal, Virginia and North Carolina. 1,184,492,000

General Expenses

For expenses necessary for general administration and related functions in the office of the Chief of Engineers and offices of the Division Engineers; activities of the Board of Engineers for Rivers and Harbors and the Coastal Engineering Research Center; commercial statistics; and miscellaneous investigations, $103,000,000, to remain available until expended. 103,000,000

Special Recreation Use Fees

For construction, operation, and maintenance of outdoor recreation facilities, including collection of special recreation use fees, to remain available until expended, $6,000,000, to be derived from the special account established by the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 4601). $6,000,000

ADMINISTRATIVE PROVISIONS

Appropriations in this title shall be available for expenses of attendance by military personnel at meetings in the manner authorized by 5 U.S.C. 4110, uniforms, and allowances therefore, as authorized by law (5 U.S.C. 5901-5902), and for printing, either during a recess or session of Congress, of survey reports authorized by law, and such survey reports as may be printed during a recess of Congress shall be printed, with illustrations, as documents of the next succeeding session of Congress; not to exceed $2,000 for official reception and representation expenses; and during the current fiscal year the revolving fund, Corps of Engineers, shall be available for purchase (not to exceed 185 for replacement only) and hire of passenger motor vehicles: *Provided,* That the total accrued expenditures of the capital investment program of the revolving fund shall not exceed $78,000,000 in fiscal year 1984. *78,000,000 (limitation on capital expenditures)*

GENERAL PROVISIONS, CORPS OF ENGINEERS

SEC. 101. None of the funds appropriated in this title, except as specifically contained herein, shall be used to alter, modify, dismantle, or otherwise change any project which is partially constructed but not funded for construction in this title.

SEC. 102. The Secretary of the Army, acting through the Chief of Engineers, is authorized to reimburse local and State interests those sums of moneys expended by them subsequent to July 1, 1969, in construction of the Flat River Channel improvement feature of the Bayou Bodcau and Tributaries project in Louisiana to the extent that such work is authorized by Public Law 89-298, approved October 27, 1965, and which the Chief of Engineers determines is compatible with, and constitutes, an integral part of his recommended plan. The total amount of reimbursement is not to exceed $3,500,000.

SEC. 103. Notwithstanding any other provision of law, the Secretary of the Army, acting through the Chief of Engineers, is hereby authorized to enter into a purchase contract for the acquisition of new buildings and appurtenant facilities for the United States Army Engineer District, New Orleans, Louisiana. Such buildings and facilities shall be constructed on a site presently occupied by the Engineer District under a long-term right of use donated by the Board of Commissioners for the Port of New Orleans. The contract shall provide for the payment of the purchase price, which shall not exceed $38,000,000, and reasonable interest thereon, by lease or installment payments over a period not to exceed 25 years. The contract shall further provide that title to the buildings and facilities shall vest in the United States at or before the expiration of the contract term upon fulfillment of the terms and conditions of the contract.

[*Total, title I, Department of Defense—Civil:*
[*New budget (obligational) authority (all definite appropriations)* .... *$2,641,386,000.*]
[*Limitation on capital expenditures* .... *78,000,000.*]

TITLE II—DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

For carrying out the functions of the Bureau of Reclamation as provided in the Federal reclamation laws (Act of June 17, 1902, 32

Stat. 388, and Acts amendatory thereof or supplementary thereto) and other Acts applicable to that Bureau as follows:

General Investigations

For engineering and economic investigations of proposed Federal reclamation projects and studies of water conservation and development plans and activities preliminary to the reconstruction, rehabilitation and betterment, financial adjustment, or extension of existing projects, to remain available until expended, $33,831,000, of which $33,161,000 shall be derived from the reclamation fund and of which $470,000 shall be available for the termination of activities conducted pursuant to the Act of October 17, 1978, as amended (42 U.S.C. 7801, et seq.).

$33,831,000

Construction Program

For construction and rehabilitation of projects and parts thereof (including power transmission facilities for Bureau of Reclamation use) and for other related activities as authorized by law, to remain available until expended, $683,818,000, and, in addition $10,000,000 to remain available until expended, for the Tucson Division to be expended for commencement of excavation and construction of the Picacho, Red Rock and Brady Pumping Plants, purchase of pumps and motors for those plants, and acquisition of rights-of-way and construction for reaches 1, 2, and 3 of phase A of the aqueduct, of which $161,104,000 shall be available for transfers to the Upper Colorado River Basin Fund authorized by section 5 of the Act of April 11, 1956 (43 U.S.C. 620d), and $165,600,000 shall be available for transfers to the Lower Colorado River Basin Development Fund authorized by section 403 of the Act of September 30, 1968 (43 U.S.C. 1543): *Provided,* That of the total appropriated, the amount for program activities which can be financed by the reclamation fund shall be derived from that fund: *Provided further,* That transfers to the Upper Colorado River Basin Fund and Lower Colorado River Basin Development Fund may be increased or decreased by transfers within the overall appropriation to this heading: *Provided further,* That the final point of discharge for the interceptor drain for the San Luis Unit shall not be determined until development by the Secretary of the Interior and the State of California of a plan, which shall conform with the water quality standards of the State of California as approved by the Administrator of the Environmental Protection Agency, to minimize any detrimental effect of the San Luis drainage waters: *Provided further,* That no part of the funds herein approved shall be available for construction or operation of facilities to prevent waters of Lake Powell from entering any national monument: *Provided further,* That of the amount herein appropriated not to exceed $20,000 shall be available to initiate a rehabilitation and betterment program with the Twin Falls Canal Company, Twin Falls County, Idaho, to rehabilitate facilities under the Act of October 7, 1919 (63 Stat. 724), as amended, to be repaid in full by the lands served and under conditions satisfactory to the Secretary of the Interior: *Provided further,* That of the amount herein appropriated $3,000,000 shall be available to enable the Secretary of the Interior to begin work on rehabilitating the Velarde Community Ditch Project, New Mexico, in accordance with the Federal Reclamation Laws (Act of June 17, 1902, 32 Stat. 788, and Acts amendatory thereof or supplementary thereto) for the purposes of diverting and conveying water to irrigated project lands. The principal features of the project shall consist of improvements such as the installation of more permanent diversion dams and headgates, wasteways, arroyo siphons, and concrete lining of ditches in order to improve irrigation efficiency, conserve water, and reduce

683,818,000
10,000,000

operation and maintenance costs. The cost of the rehabilitation will be nonreimbursable and constructed features will be turned over to the appropriate entity for operation and maintenance.

[*Total, construction program, $693,818,000.*]

OPERATION AND MAINTENANCE

For operation and maintenance of reclamation projects or parts thereof and other facilities, as authorized by law; and for a soil and moisture conservation program on lands under the jurisdiction of the Bureau of Reclamation, pursuant to law, to remain available until expended, $134,291,000: *Provided,* That of the total appropriated, the amount for program activities which can be financed by the reclamation fund shall be derived from that fund and such amounts as may be required for the Boulder Canyon Project shall be derived from the Colorado River Dam fund: *Provided further,* That funds advanced by water users for operation and maintenance of reclamation projects or parts thereof shall be deposited to the credit of this appropriation and may be expended for the same objects and in the same manner as sums appropriated herein may be expended, and such advances shall remain available until expended: *Provided further,* That nonreimbursable funds will be available from revenues for performing examination of existing structures on participating projects of the Colorado River Storage Project: *Provided further,* That such amounts as may be required for replacements on the Boulder Canyon Project which would require readvances to the Colorado River Dam Fund under section 5 of the Boulder Canyon Project Adjustment Act of July 19, 1940 (43 U.S.C. 618d), are to be considered as though readvanced under said section.

$134,291,000

LOAN PROGRAM

For loans to irrigation districts and other public agencies for construction of distribution systems on authorized Federal reclamation projects, and for loans and grants to non-Federal agencies for construction of projects, as authorized by the Acts of July 4, 1955, as amended (43 U.S.C. 421a–421d), and August 6, 1956, as amended (43 U.S.C. 422a–422k), including expenses necessary for carrying out the program, $45,000,000, to be derived from the reclamation fund and to remain available until expended: *Provided,* That during fiscal year 1984 and within the resources and authority available, gross obligations for the principal amount of direct loans shall not exceed $51,802,000: *Provided further,* That any contract under the Act of July 4, 1955 (69 Stat. 244), as amended, not yet executed by the Secretary, which calls for the making of loans beyond the fiscal year in which the contract is entered into shall be made only on the same conditions as those prescribed in section 12 of the Act of August 4, 1939 (53 Stat. 1187, 1197).

45,000,000

51,802,000 (limitation on gross obligations)

GENERAL ADMINISTRATIVE EXPENSES

For necessary expenses of general administration and related functions in the offices of the Commissioner of the Bureau of Reclamation and in the regional offices of the Bureau of Reclamation $53,750,000, of which $10,500,000, shall remain available until expended, the total amount to be derived from the reclamation fund and to be nonreimbursable pursuant to the Act of April 19, 1945 (43 U.S.C. 377): *Provided,* That no part of any other appropriation in this Act shall be available for activities or functions budgeted for the current fiscal year as general administrative expenses.

53,750,000

EMERGENCY FUND

For an additional amount for the "Emergency fund", as authorized by the Act of June 26, 1948 (43 U.S.C. 502), as amended, to remain available until expended for the purposes specified in said Act, $1,000,000, to be derived from the reclamation fund. $1,000,000

SPECIAL FUNDS

Sums herein referred to as being derived from the reclamation fund, the Colorado River Dam fund, or the Colorado River development fund, are appropriated from the special funds in the Treasury created by the Act of June 17, 1902 (43 U.S.C. 391), and the Act of December 21, 1928 (43 U.S.C. 617a), and the Act of July 19, 1940 (43 U.S.C. 618a), respectively. Such sums shall be transferred, upon request of the Secretary, to be merged with and expended under the heads herein specified; and the unexpended balances of sums transferred for expenditure under the head "General Administrative Expenses" shall revert and be credited to the special fund from which derived.

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Reclamation shall be available for purchase of not to exceed 17 motor vehicles of which 16 shall be for replacement only; purchase of one aircraft; payment of claims for damages to or loss of property, personal injury, or death arising out of activities of the Bureau of Reclamation; payment, except as otherwise provided for, of compensation and expenses of persons on the rolls of the Bureau of Reclamation appointed as authorized by law to represent the United States in the negotiations and administration of interstate compacts without reimbursement or return under the reclamation laws; for service as authorized by 5 U.S.C. 3109, in total not to exceed $500,000; rewards for information or evidence concerning violations of law involving property under the jurisdiction of the Bureau of Reclamation; performance of the functions specified under the head "Operation and Maintenance Administration", Bureau of Reclamation, in the Interior Department Appropriations Act, 1945; preparation and dissemination of useful information including recordings, photographs, and photographic prints; and studies of recreational uses of reservoir areas, and investigation and recovery of archeological and paleontological remains in such areas in the same manner as provided for in the Act of August 21, 1935 (16 U.S.C. 461–467): *Provided,* That no part of any appropriation made herein shall be available pursuant to the Act of April 19, 1945 (43 U.S.C. 377), for expenses other than those incurred on behalf of specific reclamation projects except "General Administrative Expenses" and amounts provided for appraisal and special investigations, and general engineering and research under the head "General Investigations".

Sums appropriated herein which are expended in the performance of reimbursable functions of the Bureau of Reclamation shall be returnable to the extent and in the manner provided by law.

No part of any appropriation for the Bureau of Reclamation, contained in this Act or in any prior Act, which represents amounts earned under the terms of a contract but remaining unpaid, shall be obligated for any other purpose, regardless of when such amounts are to be paid: *Provided,* That the incurring of any obligation prohibited by this paragraph shall be deemed a violation of section 3679 of the Revised Statutes, as amended (31 U.S.C. 1341).

No funds appropriated to the Bureau of Reclamation for operation and maintenance, except those derived from advances by water users, shall be used for the particular benefits of lands (a) within the boundaries of an irrigation district, (b) of any member of a water users' organization, or (c) of any individual when such district, organization, or individual is in arrears for more than twelve months in the payment of charges due under a contract entered into with the United States pursuant to laws administered by the Bureau of Reclamation.

General Provisions, Department of the Interior

Sec. 201. Appropriations in this title shall be available for expenditure or transfer (within each bureau or office), with the approval of the Secretary, for the emergency reconstruction, replacement, or repair of aircraft, buildings, utilities, or other facilities or equipment damaged or destroyed by fire, flood, storm, or other unavoidable causes: *Provided,* That no funds shall be made available under this authority until funds specifically made available to the Department of the Interior for emergencies shall have been exhausted.

Sec. 202. The Secretary may authorize the expenditure or transfer (within each bureau or office) of any appropriation in this title, in addition to the amounts included in the budget programs of the several agencies, for the suppression or emergency prevention of forest or range fires on or threatening lands under jurisdiction of the Department of the Interior.

Sec. 203. Appropriations in this title shall be available for operation of warehouses, garages, shops, and similar facilities, wherever consolidation of activities will contribute to efficiency, or economy, and said appropriations shall be reimbursed for services rendered to any other activity in the same manner as authorized by the Act of June 30, 1932 (31 U.S.C. 686): *Provided,* That reimbursements for costs of supplies, materials, equipment, and for services rendered may be credited to the appropriation current at the time such reimbursements are received.

Sec. 204. Appropriations in this title shall be available for hire, maintenance, and operation of aircraft; hire of passenger motor vehicles; purchases of reprints; payment for telephone services in private residences in the field, when authorized under regulations approved by the Secretary; and the payment of dues, when authorized by the Secretary, for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members.

Sec. 205. The cost of foundation treatment, drainage, and instrumentation work planned or under way at Twin Buttes Dam, Texas, shall be nonreimbursable under Federal reclamation laws.

[Total, title II, Department of the Interior:
[New budget (obligational) authority) .... *$961,690,000.]*
[Limitation on gross obligations .... *51,802,000.]*

TITLE III—DEPARTMENT OF ENERGY

Energy Supply, Research and Development Activities

For expenses of the Department of Energy activities including the purchase, construction and acquisition of plant and capital equipment and other expenses incidental thereto necessary for energy supply, research and development activities and other activities in carrying out the purposes of the Department of Energy Organization Act (Public Law 95-91), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; purchase of passenger motor vehicles (not to exceed 19 of which 16 are for replacement only), $1,951,609,000, to remain available until expended: *Provided,* That $3,000,000 of the proposed deferral No. 83-72 shall be made available for the Second Small Community Experiment project and shall remain available until expended.

$1,951,609,000
[1] *–12,226,000*
(deferral)

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[1] Reflects amount deferred rather than amount made available.

URANIUM SUPPLY AND ENRICHMENT ACTIVITIES

For expenses of the Department of Energy in connection with operating expenses; the purchase, construction, and acquisition of plant and capital equipment and other expenses incidental thereto necessary for uranium supply and enrichment activities in carrying out the purposes of the Department of Energy Organization Act (Public Law 95-91), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; purchase of passenger motor vehicles (not to exceed 49 of which 48 are for replacement only); $2,235,000,000, to remain available until expended: *Provided,* That revenues received by the Department for the enrichment of uranium and estimated to total $2,240,000,000 in fiscal year 1984, shall be retained and used for the specific purpose of offsetting costs incurred by the Department in providing uranium enrichment service activities as authorized by section 201 of Public Law 95-238, notwithstanding the provisions of section 3617 of the Revised Statutes (31 U.S.C. 484): *Provided further,* That the sum herein appropriated shall be reduced as uranium enrichment revenues are received during fiscal year 1984 so as to result in a final fiscal year 1984 appropriation estimated at not more than $0.

$2,235,000,000

[1] –2,235,000,000 *(revenues)*

GENERAL SCIENCE AND RESEARCH ACTIVITIES

For expenses of the Department of Energy, activities including the purchase, construction and acquisition of plant and capital equipment and other expenses incidental thereto necessary for general science and research activities in carrying out the purposes of the Department of Energy Organization Act (Public Law 95-91), including the acquisition or condemnation of any real property or facility or for plant or facility acquisition, construction, or expansion; purchase of passenger motor vehicles (not to exceed 12 for replacement only); $638,250,000, to remain available until expended.

638,250,000

NUCLEAR WASTE DISPOSAL FUND

For nuclear waste disposal activities to carry out the purposes of Public Law 97-425, including the acquisition of real property or facility construction or expansion, $306,675,000, to remain available until expended, to be derived from the Nuclear Waste Fund. To the extent that balances in the fund are not sufficient to cover amounts available for obligation in this account, the Secretary shall exercise his authority pursuant to section 302(e)(5) to issue obligations to the Secretary of the Treasury.

306,675,000

ATOMIC ENERGY DEFENSE ACTIVITIES

For expenses of the Department of Energy activities including the purchase, construction and acquisition of plant and capital equipment and other expenses incidental thereto necessary for atomic energy defense activities in carrying out the purposes of the Department of Energy Organization Act (Public Law 95-91), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; purchase of passenger motor vehicles (not to exceed 333 of which 323 are for replacement only) including 7 police-type vehicles; purchase of one helicopter, $6,547,875,000, to remain available until expended: *Provided,* That notwithstanding any other provision of law, no funds may be obligated or expended after the date of enactment of this Act for Project 82-D-109 unless the President certifies to Congress that—

6,547,875,000

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[1] Application of revenues limited to actual costs in accordance with proviso at end of paragraph.

(1) for each 155mm nuclear weapon produced an existing 155mm nuclear weapon shall be removed from the stockpile and permanently dismantled; and

(2) formal notification has been received from the North Atlantic Treaty Organization nation in which such weapons are sought to be deployed that such nation has approved replacement of existing 155mm nuclear weapons with the new 155mm nuclear weapon.

None of the funds appropriated by this Act, or by any other Act, or by any other provision of law shall be available for the purpose of restarting the L-Reactor at the Savannah River Plant, Aiken, South Carolina, until the Department of Energy completes an Environmental Impact Statement pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969 and until issued a discharge permit pursuant to the Federal Water Pollution Control Act (33 U.S.C. 1251, et seq.) as amended, which permit shall incorporate the terms and conditions provided in the Memorandum of Understanding entered into between the Department of Energy and the State of South Carolina dated April 27, 1983, relating to studies and mitigation programs associated with such restart. For purposes of this paragraph the term "restarting" shall mean any activity related to the operation of the L-Reactor that would achieve criticality, generate fission products within the reactor, discharge cooling water from nuclear operations directly or indirectly into Steel Creek, or result in cooling system testing discharges which exceed the volume, frequency and duration of test discharges conducted prior to June 28, 1983.

Consistent with the National Environmental Policy Act of 1969, and in consultation with State officials of South Carolina and Georgia, the preparation and completion of the Environmental Impact Statement called for in the preceding paragraph shall be expedited. The Secretary of Energy may reduce the public comment period, except that such period shall not be reduced to less than thirty days, and the Secretary shall provide his Record of Decision, based upon the completed Environmental Impact Statement, not sooner than December 1, 1983, and not later than January 1, 1984.

DEPARTMENTAL ADMINISTRATION

For salaries and expenses of the Department of Energy necessary
for Departmental Administration and other activities in carrying
out the purposes of the Department of Energy Organization Act
(Public Law 95-91), including the hire of passenger motor vehicles
and official reception and representation expenses (not to exceed
$35,000); $366,056,000, all of which is available for fiscal year 1984 $366,056,000
and shall remain available until expended, plus such additional
amounts as necessary to cover increases in the estimated amount of
cost of work for others notwithstanding the provisions of the Anti-
Deficiency Act (31 U.S.C. 1511 et seq.): *Provided,* That such increases
in cost of work are offset by revenue increases of the same or greater
amount, to remain available until expended: *Provided further,* That
moneys received by the Department for miscellaneous revenues
estimated to total $209,619,000 in fiscal year 1984 may be retained −209,619,000
and used for operating expenses within this account, and may *(revenues)*
remain available until expended, as authorized by section 201 of
Public Law 95-238, notwithstanding the provisions of 31 U.S.C. 3302:
Provided further, That the sum herein appropriated shall be
reduced by the amount of miscellaneous revenues received during
fiscal year 1984 so as to result in a final fiscal year 1984 estimated
appropriation estimated at not more than $156,437,000.

[*Total, Departmental Administration (net), $156,437,000.*]

POWER MARKETING ADMINISTRATIONS

OPERATION AND MAINTENANCE, ALASKA POWER ADMINISTRATION

For engineering and economic investigations to promote the development and utilizaton of the water, power, and related resources of Alaska, and for necessary expenses of operation and maintenance of projects in Alaska and of marketing electric power and energy, $3,410,000, to remain available until expended, of which not to exceed $200,000 to be available only upon a determination by the Secretary that such amounts are required to ensure continuity of service in the case of an emergency.

$3,410,000

BONNEVILLE POWER ADMINISTRATION FUND

Expenditures from the Bonneville Power Administration Fund, established pursuant to Public Law 93-454, are approved for official reception and representation expenses in an amount not to exceed $2,500; and for continuity of financing the construction program, as well as financing new programs, an additional $1,250,000,000 in borrowing authority is made available, under the Federal Columbia River Transmission System Act (Public Law 93-454) to remain outstanding at any given time: *Provided,* That the obligation of such additional borrowing authority shall not exceed $123,400,000 in fiscal year 1984.

1,250,000,000 (borrowing authority)

123,400,000 *(fiscal year 1984 limit on borrowing authority)*

During fiscal year 1984 and within the resources and authority available, gross obligations for the principal amount of direct loans shall not exceed $40,000,000; during fiscal year 1984, commitments to guarantee loans may be made only to the extent that the total loan principal, any part of which is to be guaranteed, shall not exceed $20,000,000.

40,000,000 (limitation on gross obligations)

20,000,000 (limitation on loan guarantees)

OPERATION AND MAINTENANCE, SOUTHEASTERN POWER ADMINISTRATION

For necessary expenses of operation and maintenance of power transmission facilities and of marketing electric power and energy pursuant to the provisions of section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the southeastern power area, $20,594,000, to remain available until expended.

20,594,000

OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION

For necessary expenses of operation and maintenance of power transmission facilities and of marketing electric power and energy, and for construction and acquisition of transmission lines, substations and appurtenant facilities, and for administrative expenses connected therewith, in carrying out the provisions of section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the southwestern power area, $36,229,000, to remain available until expended.

36,229,000

CONSTRUCTION, REHABILITATION, OPERATION AND MAINTENANCE, WESTERN AREA POWER ADMINISTRATION

For carrying out the functions authorized by title III, section 302(a)(1)(E) of the Act of August 4, 1977 (Public Law 95-91), and other related activities including conservation and renewable resources programs as authorized, including the purchase of passenger motor vehicles (not to exceed nine for replacement only), purchase, maintenance, and operation of one aircraft, $194,630,000, to remain available until expended, of which $163,430,000 shall be

194,630,000

derived from the Department of the Interior Reclamation fund and $1,004,000, shall be derived from the Colorado River Dam fund for power marketing and transmission expenses of the Boulder Canyon Project.

Emergency Fund, Western Area Power Administration

For the "Emergency Fund", as authorized by the Act of June 16, 1948 (43 U.S.C. 502), to remain available until expended for the purposes specified in that Act, $500,000, on a continuing basis to be recovered from the Reclamation Fund against receipts for the transmission and sale of electric power and energy which are deposited into the Treasury through Western Area Power Administration which shall be available for transfer to the Western Emergency Fund: *Provided,* That expenditures from the Western Emergency Fund shall be replenished from project power revenues for which funds were expended on an emergency basis.

$500,000

[*Total, Power Marketing Administrations, $378,763,000.*]

Federal Energy Regulatory Commission

SALARIES AND EXPENSES

For necessary expenses of the Federal Energy Regulatory Commission to carry out the provisions of the Department of Energy Organization Act (Public Law 95-91), including services as authorized by 5 U.S.C. 3109, including the hire of passenger motor vehicles; official reception and representation expenses (not to exceed $1,500); $89,582,000, of which $4,000,000 shall remain available until expended and be available only for contractual activities: *Provided,* That notwithstanding the provisions of section 3617 of the Revised Statutes (31 U.S.C. 484), revenues from licensing fees, inspection services, and other services and collections estimated at $60,000,000 in fiscal year 1984 may be retained and used for necessary expenses in this account, and may remain available until expended: *Provided further,* That the sum herein appropriated shall be reduced as revenues are received during fiscal year 1984, so as to result in a final fiscal year 1984 appropriation estimated at not more than $29,582,000.

89,582,000

−60,000,000
(revenues)

[*Total, Federal Energy Regulatory Commission (net), $29,582,000.*]

Geothermal Resources Development Fund

For carrying out the Loan Guarantee and Interest Assistance Program as authorized by the Geothermal Energy Research, Development and Demonstration Act of 1974, as amended, $2,100,000, to remain available until expended: *Provided,* That the indebtedness guaranteed or committed to be guaranteed through funds provided by this or any other appropriation Act shall not exceed the aggregate of $500,000,000.

2,100,000

500,000,000
(limitation
on loan
guarantees)

General Provisions, Department of Energy

Sec. 301. Appropriations for the Department of Energy under this title for the current fiscal year shall be available for hire of passenger motor vehicles; hire, maintenance and operation of aircraft; purchase, repair and cleaning of uniforms; and reimbursement to the General Services Administration for security guard services. From these appropriations, transfers of sums may be made to other agencies of the United States Government for the performance of work for which this appropriation is made. None of the funds made available to the Department of Energy under this Act shall be used to implement or finance authorized price support or loan guarantee programs unless specific provision is made for such programs in an appropriation Act. The Secretary is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, private, or foreign.

Sec. 302. Not to exceed 5 per centum of any appropriations made available for the current fiscal year for Department of Energy activities funded in this Act may be transferred between such appropriations, but no such appropriation, except as otherwise provided, shall be increased or decreased by more than 5 per centum by any such transfers, and any such proposed transfers shall be submitted promptly to the Committees on Appropriations of the House and Senate.

Sec. 303. The unexpended balances of prior appropriations provided for activities covered in this Act may be transferred to appropriation accounts for such activities established pursuant to this title. Balances so transferred may be merged with funds in the applicable established accounts and thereafter may be accounted for as one fund for the same time period as originally enacted.

Sec. 304. The expenditure of any appropriation under this Act for any consulting service through procurement contract pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

Sec. 305. None of the funds in the Department of Energy shall be used to pay the expenses of, or otherwise compensate, parties intervening in regulatory or adjudicatory proceedings funded in the Department of Energy.

Sec. 306. Not more than $500,000 of funds available to the Federal Energy Regulatory Commission shall be available for updating the comprehensive water resources analysis covering Merced County, Mariposa County, Madera County, and Fresno County in California, in accordance with the provisions of sections 4(a) and 10(a) of the Federal Power Act including such public hearings as are necessary and appropriate for that purpose: *Provided*, That notwithstanding any other provision of law or regulation, the construction of any dam or hydroelectric facility on Whiskey Creek, Nelder Creek, and Lewis Fork of the Fresno River, all located in Merced County, Mariposa County, Madera County, and Fresno County in California, shall be suspended and deferred until completion of the aforementioned updating of the comprehensive water resource analysis covering that area, and any permit, license, or exemption issued by the Federal Energy Regulatory Commission shall be modified as necessary to be consistent with the results of that analysis.

[Total, title III, Department of Energy:

[New budget (obligational) authority (all definite appropriations) (net)	*$10,011,291,000.]*
[Limitation on gross obligations	*40,000,000.]*
[Limitation on loan guarantees	*520,000,000.]*
[Borrowing authority	*1,250,000,000.]*
[Deferral	*−12,226,000.]*

TITLE IV—INDEPENDENT AGENCIES

Appalachian Regional Commission

SALARIES AND EXPENSES

For necessary expenses of the Federal Cochairman and the alternate on the Appalachian Regional Commission and for payment of the Federal share of the administrative expenses of the Commission, including services as authorized by 5 U.S.C. 3109, and hire of passenger motor vehicles, $2,700,000. $2,700,000

FUNDS APPROPRIATED TO THE PRESIDENT

APPALACHIAN REGIONAL DEVELOPMENT PROGRAMS

For expenses necessary to carry out the programs authorized by the Appalachian Regional Development Act of 1965, as amended, except expenses authorized by section 105 of said Act, including services as authorized by 5 U.S.C. 3109, and hire of passenger motor vehicles, to remain available until expended, $145,000,000 of which $100,000,000 shall be available for the Appalachian Development Highway System.

$145,000,000

DELAWARE RIVER BASIN COMMISSION

SALARIES AND EXPENSES

For expenses necessary to carry out the functions of the United States member of the Delaware River Basin Commission, as authorized by law (75 Stat. 716), $191,000.

191,000

CONTRIBUTION TO DELAWARE RIVER BASIN COMMISSION

For payment of the United States share of the current expenses of the Delaware River Basin Commission, as authorized by law (75 Stat. 706, 707), $269,000.

269,000

[*Total, Delaware River Basin Commission, $460,000.*]

INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN

CONTRIBUTION TO INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN

To enable the Secretary of the Treasury to pay in advance to the Interstate Commission on the Potomac River Basin the Federal contribution toward the expenses of the Commission during the current fiscal year in the administration of its business in the conservancy district established pursuant to the Act of July 11, 1940 (54 Stat. 748), as amended by the Act of September 25, 1970 (Public Law 91-407), $68,000.

68,000

NUCLEAR REGULATORY COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Commission in carrying out the purposes of the Energy Reorganization Act of 1974, as amended, and the Atomic Energy Act, as amended, including the employment of aliens; services authorized by 5 U.S.C. 3109; publication and dissemination of atomic information; purchase, repair, and cleaning of uniforms; official representation expenses (not to exceed $3,000); reimbursements to the General Services Administration for security guard services; hire of passenger motor vehicles and aircraft, $465,800,000, to remain available until expended: *Provided*, That from this appropriation, transfer of sums may be made to other agencies of the Government for the performance of the work for which this appropriation is made, and in such cases the sums so transferred may be merged with the appropriation to which transferred: *Provided further*, That moneys received by the Commission for the cooperative nuclear safety research program and the material access authorization program may be retained and used for

465,800,000

salaries and expenses associated with those programs, notwithstanding the provisions of 31 U.S.C. 484, and shall remain available until expended.

Susquehanna River Basin Commission

SALARIES AND EXPENSES

For expenses necessary to carry out the functions of the United States member of the Susquehanna River Basin Commission, as authorized by law (84 Stat. 1541), $191,000. $191,000

CONTRIBUTION TO SUSQUEHANNA RIVER BASIN COMMISSION

For payment of the United States share of the current expense of the Susquehanna River Basin Commission, as authorized by law (84 Stat. 1530, 1531), $230,000. 230,000

[Total, Susquehanna River Basin Commission, $421,000.]

Tennessee Valley Authority

TENNESSEE VALLEY AUTHORITY FUND

For the purpose of carrying out the provisions of the Tennessee Valley Authority Act of 1933, as amended (16 U.S.C., ch. 12A), including purchase, hire, maintenance, and operation of aircraft, and purchase and hire of passenger motor vehicles, $125,500,000, to remain available until expended, of which $47,271,000 shall be derived from unobligated balances in the Tennessee Valley Authority Fund provided in fiscal year 1983. 125,500,000 −47,271,000

[Total, Tennessee Valley Authority Fund (net), $78,229,000.]

[Total, title IV, Independent Agencies, new budget (obligational) authority (all definite appropriations), $692,678,000.]

TITLE V—GENERAL PROVISIONS

SEC. 501. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 502. None of the funds in this Act shall be used to pay the expenses of, or otherwise compensate, parties intervening in regulatory or adjudicatory proceedings funded in this Act.

SEC. 503. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 504. None of the funds in this Act shall be used to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States.

SEC. 505. None of the funds appropriated in this Act shall be used to implement a program of retention contracts for senior employees of the Tennessee Valley Authority.

SEC. 506. Notwithstanding any other provision of this Act or any other provision of law, none of the funds made available under this Act or any other law shall be used for the purposes of conducting any studies relating or leading to the possibility of changing from the currently required "at cost" to a "market rate" or any other non-cost-based method for the pricing of hydroelectric power by the six Federal public power authorities, or other agencies or authorities

of the Federal Government, except as may be specifically authorized by Act of Congress hereafter enacted.

This Act may be cited as the "Energy and Water Development Appropriation Act, 1984".

Approved July 14, 1983.

LEGISLATIVE HISTORY—H.R. 3132

HOUSE REPORTS: No. 98-217 (Comm. on Appropriations) and No. 98-272 (Comm. of Conference).
SENATE REPORT No. 98-153 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 6, 7, considered and passed House.
June 21, 22, considered and passed Senate, amended.
June 23, House disagreed to Senate amendments.
June 29, House agreed to conference report; receded from its disagreement and concurred in certain Senate amendments and in others with amendments. Senate agreed to conference report and concurred in House amendments.

Grand total:		
New budget (obligational) authority (all definite appropriations) (net)	$14,307,045,000	
Limitation on direct loans	*(91,802,000)*	
Limitation on guaranteed loans	*(520,000,000)*	
Borrowing authority	*(1,250,000,000)*	
Limitation on capital expenditures	*(78,000,000)*	
Deferral	*(−12,226,000)*	
Total, new budget (obligational) authority (all definite appropriations), Energy and Water Development Appropriation Act, 1984 (net)		$14,307,045,000

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 contained in the foregoing annual appropriation act, the following additional amounts are available for fiscal year 1984 for the Departments of Energy, and Defense—Civil functions:

Permanent Appropriations:		
Federal funds (p. 1002)	$334,340,000	
Trust funds (pp. 1014-1015)	95,005,000	
Department of Housing and Urban Development—Independent Agencies Appropriations Act, 1984:		
Cemeterial Expenses, Army (p. 219)	8,203,000	
Department of the Interior and Related Agencies Appropriation Act, 1984:		
Department of Energy (pp. 255-258)	1,191,915,000	
Supplemental Appropriations Act, 1984:		
Energy supply, research and development activities (p. 495)	8,000,000	
Atomic energy defense activities (p. 495)	57,000,000	
(Rescission) (p. 496)	−50,000,000	
Nuclear waste disposal fund (p. 496)	12,000,000	
Fossil energy research and development (p. 499)	1,000,000	
Subtotal, additions (net)		1,657,463,000

Deduct amounts transferred to the Department of the Interior and General Government totals:

Department of the Interior:		
Bureau of Reclamation (pp. 197-201)	$961,690,000	
General Government:		
Appalachian Regional Commission (p. 206)	2,700,000	
Appalachian Regional Development Programs (p. 207)	145,000,000	
Delaware River Basin Commission (p. 207)	460,000	
Interstate Commission on the Potomac River Basin (p. 207)	68,000	
Nuclear Regulatory Commission (pp. 207-208)	465,800,000	
Susquehanna River Basin Commission (p. 208)	421,000	
Tennessee Valley Authority (p. 208)	78,229,000	
Subtotal, deductions		−1,654,368,000
Grand total, Departments of Energy, and Defense—Civil functions (net)		14,310,140,000

FOREIGN ASSISTANCE AND RELATED PROGRAMS APPROPRIATIONS BILL, 1984

98th Congress, S. 1892

[NOTE.—The Foreign Assistance and Related Programs Appropriations Bill, 1984 (S. 1892) was not approved by the Congress. No bill was reported in the House of Representatives. A bill, S. 1892, was reported by the Committee on Appropriations of the Senate on September 27, 1983, but was not acted on by the full Senate nor acted on by the House of Representatives. Funding of those programs and activities normally included in this regular annual appropriations bill is provided through two sequential continuing resolutions: Sec. 101(e) of Public Law 98-107 (p. 506); and Sec. 101(b)(1) of Public Law 98-151 (pp. 513-517). (Also, see pp. 1110-1113 for the related table VIII showing estimates and funding levels by appropriation account). Additional resources for the International Monetary Fund are provided in a supplemental appropriations bill (see Public Law 98-181, p. 492, this volume).]

LEGISLATIVE HISTORY—S. 1892

SENATE REPORT No. 98-245 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Sept. 7, reported in the Senate.

NOTE.—The following summary shows the amounts of new budget (obligational) authority available for fiscal year 1984 under section 101(b)(1) of Public Law 98-151, for programs and activities normally included in the Foreign Assistance and Related Programs Appropriations Bill, 1984:

Grand total, all titles:		
New budget (obligational) authority	$11,508,401,636	
Limitation on callable capital	*(2,095,002,666)*	
Limitation on guaranteed loans	*(14,651,250,000)*	
Program limitations	*(245,000,000)*	
Foreign currency limitation	*(1,100,000)*	
Total, new budget (obligational) authority, Foreign Assistance and Related Programs Appropriations Bill, 1984		[1]$11,508,401,636

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 provided under Sec. 101(b)(1) of Public Law 98-151, Further Continuing Appropriations, 1984, the following additional amounts are available for foreign assistance activities for the fiscal year:

Permanent Appropriations:		
Trust funds (p. 1012)	$15,515,301,000	
Supplemental Appropriations Act, 1984:		
International Monetary Fund (p. 492)	8,464,008,776	
Subtotal, additions		23,979,309,776
Deduct amounts transferred to Department of State totals:		
International narcotics control (p. 515)	$41,200,000	
Migration and refugee assistance (p. 515)	323,000,000	
Anti-terrorism assistance (p. 515)	2,500,000	
Subtotal, deductions		−366,700,000
Grand total, Foreign Assistance		[1]35,121,011,412

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[1] See "note," top of this page.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT—INDEPENDENT AGENCIES APPROPRIATION ACT, 1984

Public Law 98-45

98th Congress, H.R. 3133

July 12, 1983

AN ACT

Making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1984, and for other purposes, namely:

TITLE I

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

HOUSING PROGRAMS

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

The amount of contracts for annual contributions, not otherwise provided for, as authorized by section 5 of the United States Housing Act of 1937, as amended (42 U.S.C. 1437c), and heretofore approved in appropriation Acts, is increased by $636,336,000: *Provided,* That the budget authority obligated under such contracts shall be increased above amounts heretofore provided in appropriation Acts by $9,912,928,000: *Provided further,* That of the budget authority provided herein, $389,550,000 shall be for assistance in financing the development or acquisition cost of public housing for Indian families, $1,550,000,000 shall be for the modernization of existing public housing projects pursuant to section 14 of the United States Housing Act of 1937, as amended (42 U.S.C. 1437l), of which $35,000,000 shall be for the modernization of 1,000 vacant uninhabitable public housing units, pursuant to section 14 of the United States Housing Act of 1937, as amended, other than section 14(f) of such Act, and, $1,500,000,000 shall be deferred and shall not become available until January 1, 1984: *Provided further,* That the first $1,926,400,000 of budget authority recaptured and becoming available for obligation in fiscal year 1984 shall only be made available for assistance to projects developed for the elderly or handicapped under section 202 of the Housing Act of 1959, as amended (12 U.S.C. 1701q): *Provided further,* That any balances of authorities made available prior to the enactment of this Act which are or become available for obligation in fiscal year 1984, shall be added to and merged with the authority approved herein, and such merged amounts shall be made subject only to terms and conditions of law applicable to authorizations

$636,336,000 (limitation on annual contract authorization)

9,912,928,000 *(contract authority)*

becoming available in fiscal year 1984: *Provided further,* That none of the merged amounts available for obligation in 1984 shall be subject to the provisions of section 5(c) (2) and (3) and the fourth sentence of section 5(c)(1) of the United States Housing Act of 1937, as amended (42 U.S.C. 1437c), and section 213(d) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 1439).

RENT SUPPLEMENT

(RESCISSION)

The limitation otherwise applicable to the maximum payments that may be required in any fiscal year by all contracts entered into under section 101 of the Housing and Urban Development Act of 1965 (12 U.S.C. 1701s) is reduced in fiscal year 1984 by not more than $93,326,000 in uncommitted balances of authorizations provided for this purpose in appropriation Acts.

−$2,374,777,000 *(rescission of contract authority, indefinite)*

−93,326,000 (limitation on annual contract authority, indefinite)

RENTAL HOUSING ASSISTANCE

(RESCISSION)

The limitation otherwise applicable to the maximum payments that may be required in any fiscal year by all contracts entered into under section 236 of the National Housing Act (12 U.S.C. 1715z-1) is reduced in fiscal year 1984 by not more than $13,320,000 in uncommitted balances of authorizations provided for this purpose in appropriation Acts.

−483,120,000 *(rescission of contract authority, indefinite)*

−13,320,000 (limitation on annual contract authority, indefinite)

HOUSING PAYMENTS

For the payment of annual contributions, not otherwise provided for, in accordance with section 5 of the United States Housing Act of 1937, as amended (42 U.S.C. 1437c); for payments authorized by title IV of the Housing Act of 1950, as amended (12 U.S.C. 1749 et seq.); for rent supplement payments authorized by section 101 of the Housing and Urban Development Act of 1965, as amended (12 U.S.C. 1701s); and for payments as authorized by sections 235 and 236 of the National Housing Act, as amended (12 U.S.C. 1715z, 1715z-1), $10,697,000,000.

10,697,000,000 (liquidation of contract authority)

HOUSING FOR THE ELDERLY OR HANDICAPPED FUND

In 1984, $666,400,000 of direct loan obligations may be made under section 202 of the Housing Act of 1959, as amended (12 U.S.C. 1701q), utilizing the resources of the fund authorized by subsection (a)(4) of such section, in accordance with paragraph (C) of such subsection: *Provided,* That such commitments shall be available only to qualified nonprofit sponsors for the purpose of providing 100 per centum loans for the development of housing for the elderly or handicapped, with any cash equity or other financial commitments imposed as a condition of loan approval to be returned to the sponsor if sustaining occupancy is achieved in a reasonable period of time: *Provided further,* That the full amount shall be available for permanent financing (including construction financing) for housing projects for the elderly or handicapped: *Provided further,* That the Secretary may borrow from the Secretary of the Treasury in such amounts as are necessary to provide the loans authorized herein: *Provided further,* That, notwithstanding any other provision of law, the receipts and disbursements of the aforesaid fund shall be included in the totals of the Budget of the United States Government.

666,400,000 (limitation on direct loans)

626,502,000 *(authority to borrow)*

PAYMENTS FOR OPERATION OF LOW-INCOME HOUSING PROJECTS

For payments to public housing agencies for operating subsidies for low-income housing projects as authorized by section 9 of the United States Housing Act of 1937, as amended (42 U.S.C. 1437g), $1,362,200,000.

$1,362,200,000

HOUSING COUNSELING ASSISTANCE

For contracts, grants, and other assistance, not otherwise provided for, for providing counseling and advice to tenants and homeowners—both current and prospective—with respect to property maintenance, financial management, and such other matters as may be appropriate to assist them in improving their housing conditions and meeting the responsibilities of tenancy or homeownership, including provisions for training and for support of voluntary agencies and services as authorized by section 106(a)(1)(iii) and section 106(a)(2) of the Housing and Urban Development Act of 1968, as amended, $3,500,000.

3,500,000

TROUBLED PROJECTS OPERATING SUBSIDY

For assistance payments to owners of eligible multifamily housing projects insured, or formerly insured, under the National Housing Act, as amended, in the program of operating subsidies for troubled multifamily housing projects under the Housing and Community Development Amendments of 1978, all unobligated balances of excess rental charges and any collections after September 30, 1983, to remain available until September 30, 1985: *Provided,* That assistance payments to an owner of a multifamily housing project assisted, but not insured, under the National Housing Act may be made if the project owner and the mortgagee have provided or agreed to provide assistance to the project in a manner as determined by the Secretary of Housing and Urban Development.

FEDERAL HOUSING ADMINISTRATION FUND

For payment to cover losses, not otherwise provided for, sustained by the Special Risk Insurance Fund and General Insurance Fund as authorized by the National Housing Act, as amended (12 U.S.C. 1715z-3(b) and 1735c(f)), $252,974,000, to remain available until expended.

252,974,000
−173,334,000
(debt reduction)

During 1984, within the resources available, gross obligations for direct loans are authorized in such amounts as may be necessary to carry out the purposes of the National Housing Act, as amended.

During 1984, additional commitments to guarantee loans to carry out the purposes of the National Housing Act, as amended, shall not exceed $50,900,000,000 of loan principal.

50,900,000,000
(limitation on guaranteed loans)

During fiscal year 1984, gross obligations for direct loans of not to exceed $56,390,000 are authorized for payments under section 230(a) of the National Housing Act, as amended, from the insurance fund chargeable for benefits on the mortgage covering the property to which the payments made relate, and payments in connection with such obligations are hereby approved.

56,390,000
(limitation on direct loans)

Any fee charged in accordance with a contract by a contractor to recover indebtedness owed to the United States may be payable from the amount collected by such contractor, up to such amount as may be owed such contractor, in accordance with section 13(b) of the Debt Collection Act of 1982 (Public Law 97-365).

[*Total, Federal Housing Administration Fund, $79,640,000.*]

NONPROFIT SPONSOR ASSISTANCE

During 1984, within the resources and authority available, gross obligations for the principal amounts of direct loans shall not exceed $2,632,000.

$2,632,000
(limitation on direct loans)

GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

PAYMENT OF PARTICIPATION SALES INSUFFICIENCIES

For the payment of such insufficiences as may be required by the Government National Mortgage Association, as trustee, on account of outstanding beneficial interests or participations in assets of the Department of Housing and Urban Development (including the Government National Mortgage Association) authorized by the Independent Offices and Department of Housing and Urban Development Appropriation Act, 1968, to be issued pursuant to section 302(c) of the Federal National Mortgage Association Charter Act, as amended (12 U.S.C. 1717), $1,997,000. $1,997,000

GUARANTEES OF MORTGAGE-BACKED SECURITIES

During 1984, new commitments to issue guarantees to carry out the purposes of section 306 of the National Housing Act, as amended (12 U.S.C. 1721g), shall not exceed $68,250,000,000 of loan principal. *68,250,000,000 (limitation on guaranteed loans)*

[*Total, Housing Programs (net), $9,128,870,000.*]

SOLAR ENERGY AND ENERGY CONSERVATION BANK

ASSISTANCE FOR SOLAR AND CONSERVATION IMPROVEMENTS

For financial assistance and other expenses, not otherwise provided for, to carry out the provisions of the Solar Energy and Energy Conservation Bank Act of 1980 (12 U.S.C. 3601), $25,000,000, to remain available until September 30, 1985. 25,000,000

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT GRANTS

For grants to States and units of general local government and for related expenses, not otherwise provided for, necessary for carrying out a community development grant program as authorized by title I of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301), $3,468,000,000, to remain available until September 30, 1986: *Provided,* That not to exceed 20 per centum of any grant made with funds appropriated herein shall be expended for "Planning and Management Development" and "Administration" as defined in regulations promulgated by the Department of Housing and Urban Development: *Provided further,* That any unit of general local government which was classified as a metropolitan city in fiscal year 1983 pursuant to section 102(a)(4) of the Housing and Community Development Act of 1974, as amended, shall continue to be classified as a metropolitan city for purposes of the allocation of funds provided herein for fiscal year 1984. 3,468,000,000

During 1984, total commitments to guarantee loans, as authorized by section 108 of the aforementioned Act, shall not exceed $225,000,000 of contingent liability for loan principal. *$225,000,000 (limitation on guaranteed loans)*

URBAN DEVELOPMENT ACTION GRANTS

For grants to carry out urban development action grant programs authorized in section 119 of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301), pursuant to section 103 of that Act, $440,000,000, to remain available until September 30, 1987. 440,000,000

REHABILITATION LOAN FUND

During 1984, collections, unexpended balances of prior appropriations (including any recoveries of prior reservations) and any other amounts in the revolving fund established pursuant to section 312 of the Housing Act of 1964, as amended (42 U.S.C. 1452b), after September 30, 1983, are available for commitments for loans and operating costs and the capitalization of delinquent interest on delinquent or defaulted loans.

URBAN HOMESTEADING

For reimbursement to the Federal Housing Administration Fund for losses incurred under the urban homesteading program (12 U.S.C. 1706e), and for reimbursement to the Administrator of Veterans Affairs and the Secretary of Agriculture for properties conveyed by the Administrator of Veterans Affairs and the Secretary of Agriculture, respectively, for use in connection with an urban homesteading program approved by the Secretary of Housing and Urban Development pursuant to section 810 of the Housing and Community Development Act of 1974, as amended, $12,000,000, to remain available until expended. $12,000,000

[*Total, Community Planning and Development, $3,920,000,000.*]

New Community Development Corporation

NEW COMMUNITIES FUND

(TRANSFER OF FUNDS)

The Secretary shall transfer all assets and liabilities of the fund established pursuant to section 717 of the Housing and Urban Development Act of 1970, as amended (42 U.S.C. 4518), to the Revolving fund (liquidating programs) established pursuant to title II of the Independent Offices Appropriation Act, 1955, as amended (12 U.S.C. 1701g-5).

Policy Development and Research

RESEARCH AND TECHNOLOGY

For contracts, grants, and necessary expenses of programs of research and studies relating to housing and urban problems, not otherwise provided for, as authorized by title V of the Housing and Urban Development Act of 1970, as amended (12 U.S.C. 1701z-1 et seq.), including carrying out the functions of the Secretary under section 1(a)(1)(i) of Reorganization Plan No. 2 of 1968, $19,000,000, to remain available until September 30, 1985: *Provided,* That $4,000,000 of the foregoing amount is to be made available solely for a study of the costs of bringing the existing public housing stock into conformance with property and energy conservation standards established by the Secretary. 19,000,000

Fair Housing and Equal Opportunity

FAIR HOUSING ASSISTANCE

For contracts, grants, and other assistance, not otherwise provided for, as authorized by title VIII of the Civil Rights Act of 1968, as amended, $4,700,000, to remain available until September 30, 1985. 4,700,000

MANAGEMENT AND ADMINISTRATION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary administrative and nonadministrative expenses of the Department of Housing and Urban Development, not otherwise provided for, including not to exceed $3,000 for official reception and representation expenses, $572,064,000, of which $271,114,000 shall be provided from the various funds of the Federal Housing Administration. $300,950,000 *271,114,000 (corporate funds)*

[Total, title I, Department of Housing and Urban Development:

[New budget (obligational) authority (net)	*$13,398,520,000.]*
[Appropriations	*5,890,321,000.]*
[Portion applied to debt reduction	*–173,334,000.]*
[Contract authority	*9,912,928,000.]*
[Rescission of contract authority, indefinite	*–2,857,897,000.]*
[Authority to borrow	*626,502,000.]*
[Appropriation to liquidate contract authority	*10,697,000,000.]*
[Increased limitation for annual contract authority	*636,336,000.]*
[Limitation on annual contract authority, indefinite	*–106,646,000.]*
[Limitation on direct loans	*725,422,000.]*
[Limitation on corporate funds to be expended	*271,114,000.]*

TITLE II

INDEPENDENT AGENCIES

AMERICAN BATTLE MONUMENTS COMMISSION

SALARIES AND EXPENSES

For necessary expenses, not otherwise provided for, of the American Battle Monuments Commission, including the acquisition of land or interest in land in foreign countries; purchases and repair of uniforms for caretakers of national cemeteries and monuments outside of the United States and its territories and possessions; rent of office and garage space in foreign countries; purchase (one for replacement only) and hire of passenger motor vehicles; and insurance of official motor vehicles in foreign countries when required by law of such countries; $10,462,000: *Provided,* That where station allowance has been authorized by the Department of the Army for officers of the Army serving the Army at certain foreign stations, the same allowance shall be authorized for officers of the Armed Forces assigned to the Commission while serving at the same foreign stations, and this appropriation is hereby made available for the payment of such allowance: *Provided further,* That when traveling on business of the Commission, officers of the Armed Forces serving as members or as Secretary of the Commission may be reimbursed for expenses as provided for civilian members of the Commission: *Provided further,* That the Commission shall reimburse other Government agencies, including the Armed Forces, for salary, pay, and allowances of personnel assigned to it. 10,462,000

CONSUMER PRODUCT SAFETY COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Consumer Product Safety Commission, including hire of passenger motor vehicles, services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for GS–18, and not to exceed $500 for official reception and representation expenses, $35,000,000: *Provided,* That funds provided by this appropriation for laboratories shall be available only for the acquisition or conversion of existing laboratories. $35,000,000

DEPARTMENT OF DEFENSE—CIVIL

CEMETERIAL EXPENSES, ARMY

SALARIES AND EXPENSES

For necessary expenses, as authorized by law, for maintenance, operation, and improvement of Arlington National Cemetery and Soldiers' Home National Cemetery, including the purchase of one passenger motor vehicle for replacement only, $8,203,000, to remain available until expended: *Provided,* That reimbursement shall be made to the applicable military appropriation for the pay and allowances of any military personnel performing services primarily for the purposes of this appropriation. 8,203,000

ENVIRONMENTAL PROTECTION AGENCY

SALARIES AND EXPENSES

For necessary expenses, not otherwise provided for, including hire of passenger motor vehicles; hire, maintenance, and operation of aircraft; uniforms, or allowances therefor, as authorized by 5 U.S.C. 5901–5902; services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for GS–18; purchase of reprints; library memberships in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members; and not to exceed $3,000 for official reception and representation expenses; $574,900,000: *Provided,* That none of these funds may be expended for purposes of Resource Conservation and Recovery Panels established under section 2003 of the Resource Conservation and Recovery Act, as amended (42 U.S.C. 6913). 574,900,000

RESEARCH AND DEVELOPMENT

For research and development activities, $142,700,000, to remain available until September 30, 1985. 142,700,000

ABATEMENT, CONTROL, AND COMPLIANCE

For abatement, control, and compliance activities, $393,900,000, to remain available until September 30, 1985: *Provided,* That none of these funds may be expended for purposes of Resource Conservation and Recovery Panels established under section 2003 of the Resource Conservation and Recovery Act, as amended (42 U.S.C. 6913), or for support to State, regional, local and interstate agencies in accordance with subtitle D of the Solid Waste Disposal Act, as amended, other than section 4008(a)(2) or 4009. 393,900,000

None of the funds provided in this Act may be obligated or expended to impose sanctions under the Clean Air Act with respect to any area for failure to attain any national ambient air quality standard established under section 109 of such Act (42 U.S.C. 7409) by the applicable dates set forth in section 172(a) of such Act (42 U.S.C. 7502(a)).

BUILDINGS AND FACILITIES

For construction, repair, improvement, extension, alteration, and purchase of fixed equipment for facilities of, or use by, the Environmental Protection Agency, $2,600,000, to remain available until expended. $2,600,000

PAYMENT TO THE HAZARDOUS SUBSTANCE RESPONSE TRUST FUND

For payment to the Hazardous Substance Response Trust Fund as authorized by the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.), $44,000,000. 44,000,000

HAZARDOUS SUBSTANCE RESPONSE TRUST FUND

For necessary expenses to carry out the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, including sections 111 (c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611), $410,000,000, to be derived from the Hazardous Substance Response Trust Fund, to remain available until expended: *Provided,* That not to exceed $64,000,000 shall be available for administrative expenses. Funds appropriated under this account may be allocated to other Federal agencies in accordance with section 111(a) of Public Law 96-510: *Provided further,* That for performance of specific activities in accordance with section 104(i) of Public Law 96-510, the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, $5,000,000 shall be made available to the Department of Health and Human Services on October 1, 1983, to be derived by transfer from the Hazardous Substance Response Trust Fund. 410,000,000

CONSTRUCTION GRANTS

For necessary expenses to carry out title II of the Federal Water Pollution Control Act, as amended, other than sections 201(m) (1)-(3), 201(n)(2), 206, 208, and 209, $2,400,000,000, to remain available until expended, and for projects under section 201(n)(2), subject to the approval of the Committees on Appropriations, $30,000,000, to remain available until expended. 2,430,000,000

[*Total, Environmental Protection Agency, $3,998,100,000.*]

EXECUTIVE OFFICE OF THE PRESIDENT

COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF ENVIRONMENTAL QUALITY

For necessary expenses of the Council on Environmental Quality and the Office of Environmental Quality, in carrying out their functions under the National Environmental Policy Act of 1969 (Public Law 91-190), the Environmental Quality Improvement Act of 1970 (Public Law 91-224), and Reorganization Plan No. 1 of 1977, including not to exceed $500 for official reception and representation expenses, and hire of passenger motor vehicles, $700,000. 700,000

OFFICE OF SCIENCE AND TECHNOLOGY POLICY

For necessary expenses of the Office of Science and Technology Policy, in carrying out the purposes of the National Science and Technology Policy, Organization, and Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire of passenger motor vehicles, services as authorized by 5 U.S.C. 3109, not to exceed $1,500 for official reception and representation expenses, and rental of conference rooms in the District of Columbia, $1,950,000. $1,950,000

[*Total, Executive Office of the President, $2,650,000.*]

FEDERAL EMERGENCY MANAGEMENT AGENCY

SALARIES AND EXPENSES

For necessary expenses, not otherwise provided for, including hire of passenger motor vehicles; uniforms, or allowances therefor, as authorized by 5 U.S.C. 5901–5902; services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for GS–18; expenses of attendance of cooperating officials and individuals at meetings concerned with the work of emergency preparedness; transportation in connection with the continuity of government program to the same extent and in the same manner as permitted the Secretary of a Military Department under 10 U.S.C. 2632; and not to exceed $500 for official reception and representation expenses, $121,110,000. 121,110,000

STATE AND LOCAL ASSISTANCE

For necessary expenses, not otherwise provided for, to carry out activities under the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), the Disaster Relief Act of 1974, as amended (42 U.S.C. 5121 et seq.), the National Flood Insurance Act of 1968, as amended, the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7701 et seq.), and the Flood Disaster Protection Act of 1973 (42 U.S.C. 4001 et seq.), $169,176,000: *Provided,* That of this amount $4,778,000 for expenses under section 1362 of the National Flood Insurance Act of 1968, as amended (42 U.S.C. 4103, 4127), shall be available until September 30, 1985. 169,176,000

EMERGENCY PLANNING AND ASSISTANCE

For necessary expenses, not otherwise provided for, to carry out activities under the National Flood Insurance Act of 1968, as amended, and the Flood Disaster Protection Act of 1973 (42 U.S.C. 4001 et seq.), the Urban Property Protection and Reinsurance Act of 1968, as amended, and the National Insurance Development Act of 1975 (12 U.S.C. 1749bbb et seq.), the Disaster Relief Act of 1974 (42 U.S.C. 5121 et seq.), the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7701 et seq.), the Federal Fire Prevention and Control Act of 1974, as amended (15 U.S.C. 2201 et seq.), the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98 et seq.), the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), **the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), section 103 of the National Security Act (50 U.S.C. 404), and Reorganization Plan No. 3 of 1978, $146,308,000.** 146,308,000

NATIONAL FLOOD INSURANCE FUND

For repayment under notes issued by the Director of the Federal Emergency Management Agency to the Secretary of the Treasury pursuant to section 15(e) of the Federal Flood Insurance Act of 1956, as amended (42 U.S.C. 2414(e)), $37,521,000. In fiscal year 1984, not to exceed (1) $36,141,000 for operating expenses, (2) $74,095,000 for agents' commissions and taxes, and (3) $6,907,000 for interest on Treasury borrowings shall be available from the National Flood Insurance Fund without the approval of the Committees on Appropriations. 37,521,000 −37,521,000 *(debt reduction)*

[*Total, Federal Emergency Management Agency, $436,594,000.*]

GENERAL SERVICES ADMINISTRATION

CONSUMER INFORMATION CENTER

For necessary expenses of the Consumer Information Center, including services authorized by 5 U.S.C. 3109, $1,349,000, to be deposited into the Consumer Information Center Fund: *Provided*, That the revenues and collections deposited into the fund shall be available for necessary expenses, other than administrative expenses, of Consumer Information Center activities in the aggregate amount of $6,500,000. Administrative expenses of the Consumer Information Center in fiscal year 1984 shall not exceed $1,449,000. Revenues and collections accruing to this fund during fiscal year 1984 in excess of $7,949,000 shall remain in the fund and shall not be available for expenditure except as authorized in appropriation Acts. $1,349,000

DEPARTMENT OF HEALTH AND HUMAN SERVICES

OFFICE OF CONSUMER AFFAIRS

For necessary expenses of the Office of Consumer Affairs, including services authorized by 5 U.S.C. 3109, $2,011,000. 2,011,000

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

RESEARCH AND DEVELOPMENT

For necessary expenses, not otherwise provided for, including research, development, operations, services, minor construction, maintenance, repair, rehabilitation and modification of real and personal property; purchase, hire, maintenance, and operation of other than administrative aircraft, necessary for the conduct and support of aeronautical and space research and development activities of the National Aeronautics and Space Administration; including not to exceed (1) $427,400,000 for space transportation capability development; (2) $14,000,000 for a space station; (3) $165,600,000 for space telescope development; (4) $17,000,000 for Numerical Aerodynamic Simulation; without the approval of the Committees on Appropriations; $2,011,900,000, to remain available until September 30, 1985. 2,011,900,000

SPACE FLIGHT, CONTROL AND DATA COMMUNICATIONS

For necessary expenses, not otherwise provided for; in support of space flight, spacecraft control and communications activities of the National Aeronautics and Space Administration, including operations, production, services, minor construction, maintenance, repair, rehabilitation, and modification of real and personal property; tracking and data relay satellite services as authorized by law; purchase, hire, maintenance and operation of other than administrative aircraft; and including not to exceed (1) $1,500,000,000 for space shuttle production and capability development; (2) $1,570,600,000 for space transportation operations; (3) $50,000,000 for expendable launch vehicles; and (4) not more nor less than $44,000,000 shall be obligated for space communications operations and maintenance and support associated with the tracking and data relay satellite system, excluding amounts to be obligated for award fees earned on the contract; without the approval of the Committees on Appropriations; $3,791,600,000, to remain available until September 30, 1985: *Provided*, That up to 5 per centum of the amount 3,791,600,000 appropriated for "Research and Development" or "Space Flight, Control and Data Communications" may be transferred between such accounts with the approval of the Committees on Appropriations.

CONSTRUCTION OF FACILITIES

For construction, repair, rehabilitation and modification of facilities, minor construction of new facilities and additions to existing facilities, and for facility planning and design not otherwise provided, for the National Aeronautics and Space Administration, and for the acquisition or condemnation of real property, as authorized by law, $135,500,000, to remain available until September 30, 1986: *Provided*, That, notwithstanding the limitation on the availability of funds appropriated under this heading by this appropriation Act, when any activity has been initiated by the incurrence of obligations therefor, the amount available for such activity shall remain available until expended, except that this provision shall not apply to the amounts appropriated pursuant to the authorization for repair, rehabilitation and modification of facilities, minor construction of new facilities and additions to existing facilities, and facility planning and design: *Provided further*, That no amount appropriated pursuant to this or any other Act may be used for the lease or construction of a new contractor-funded facility for exclusive use in support of a contract or contracts with the National Aeronautics and Space Administration under which the Administration would be required to substantially amortize through payment or reimbursement such contractor investment, unless an appropriation Act specifies the lease or contract pursuant to which such facilities are to be constructed or leased or such facility is otherwise identified in such Act: *Provided further*, That the Administrator may authorize such facility lease or construction, with the approval of the Committees on Appropriations if he determines that deferral of such action until the enactment of the next appropriation Act would be inconsistent with the interest of the Nation in aeronautical and space activities. $135,500,000

RESEARCH AND PROGRAM MANAGEMENT

For necessary expenses of research in government laboratories, management of programs and other activities of the National Aeronautics and Space Administration, not otherwise provided for, including uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901–5902); awards; lease, hire, maintenance and operation of administrative aircraft; purchase (not to exceed twenty-seven for replacement only) and hire of passenger motor vehicles; and maintenance and repair of real and personal property, and not in excess of $75,000 per project for construction of new facilities and additions to existing facilities, repairs, and rehabilitation and modification of facilities; $1,238,500,000: *Provided*, That contracts may be entered into under this appropriation for maintenance and operation of facilities, and for other services, to be provided during the next fiscal year: *Provided further*, That not to exceed $35,000 of the foregoing amount shall be available for scientific consultations or extraordinary expense, to be expended upon the approval or authority of the Administrator and his determination shall be final and conclusive. 1,238,500,000

[*Total, National Aeronautics and Space Administration, $7,177,500,000.*]

NATIONAL CREDIT UNION ADMINISTRATION

CENTRAL LIQUIDITY FACILITY

The amount which may be borrowed, from the public or any other source except the Secretary of the Treasury, by the Central Liquidity Facility as authorized by the National Credit Union Central Liquidity Facility Act (12 U.S.C. 1795), shall not exceed $600,000,000: *Provided,* That administrative expenses of the Central Liquidity Facility in fiscal year 1984 shall not exceed $850,000.

$600,000,000 (limitation on borrowing authority)

850,000 (limitation on administration expenses)

NATIONAL SCIENCE FOUNDATION

RESEARCH AND RELATED ACTIVITIES

For necessary expenses in carrying out the purposes of the National Science Foundation Act of 1950, as amended (42 U.S.C. 1861-1875), title IX of the National Defense Education Act of 1958 (42 U.S.C. 1876-1879), and the Act to establish a National Medal of Science (42 U.S.C. 1880-1881); services as authorized by 5 U.S.C. 3109; maintenance and operation of aircraft and purchase of flight services for research support; hire of passenger motor vehicles; not to exceed $2,500 for official reception and representation expenses; not to exceed $65,000,000 for program development and management in fiscal year 1984; uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901-5902); rental of conference rooms in the District of Columbia; and reimbursement of the General Services Administration for security guard services, $1,140,300,000, to remain available until September 30, 1985: *Provided,* That receipts for scientific support services and materials furnished by the National Research Centers and other National Science Foundation supported research facilities may be credited to this appropriation: *Provided further,* That to the extent that the amount appropriated is less than the total amount authorized to be appropriated for included program activities, all amounts, including floors and ceilings, specified in the authorizing Act for those program activities or their subactivities shall be reduced proportionally.

1,140,300,000

UNITED STATES ANTARCTIC PROGRAM ACTIVITIES

For necessary expenses in carrying out the research and operational support for the U.S. Antarctic Program pursuant to the National Science Foundation Act of 1950, as amended (42 U.S.C. 1861-1875); maintenance and operation of aircraft and purchase of flight services for research and operations support; maintenance and operation of research ships and charter or lease of ships for research and operations support; hire of passenger motor vehicles; not to exceed $1,000 for official reception and representation expenses; $102,100,000, to remain available until expended: *Provided,* That receipts for support services and materials provided to individuals for non-Federal activities may be credited to this appropriation: *Provided further,* That no funds in this account shall be used for the purchase of aircraft.

102,100,000

SCIENCE EDUCATION ACTIVITIES

For necessary expenses in carrying out science education programs and activities pursuant to the purposes of the National Science Foundation Act of 1950, as amended (42 U.S.C. 1861-1875), including award of graduate fellowships, services as authorized by 5 U.S.C. 3109, and rental of conference rooms in the District of Columbia, $75,000,000, to remain available until September 30, 1985: *Provided,* That to the extent that the amount of this appropriation is less than the total amount authorized to be appropriated for

75,000,000

included program activities, all amounts, including floors and ceilings, specified in the authorizing Act for those program activities or their subactivities shall be reduced proportionally: *Provided further,* That no less than $34,000,000 shall be made available for merit based instructional materials development, evaluation and demonstration activities: *Provided further,* That up to $5,000,000 may be transferred from funds provided under this head to and merged with funds made available under "Research and related activities" for the purpose of conducting research on teaching and learning.

SCIENTIFIC ACTIVITIES OVERSEAS (SPECIAL FOREIGN CURRENCY PROGRAM)

For payments in foreign currencies which the Treasury Department determines to be excess to the normal requirements of the United States, for scientific activities, as authorized by law, $2,900,000, to remain available until September 30, 1985: *Provided,* That this appropriation shall be available in addition to other appropriations to the National Science Foundation, for payments in the foregoing currencies. $2,900,000

[*Total, National Science Foundation, $1,320,300,000.*]

Neighborhood Reinvestment Corporation

PAYMENT TO THE NEIGHBORHOOD REINVESTMENT CORPORATION

For payment to the Neighborhood Reinvestment Corporation for use in neighborhood reinvestment activities, as authorized by the Neighborhood Reinvestment Corporation Act (42 U.S.C. 8101–8107), $15,512,000: *Provided,* That none of the funds made available under this heading shall be used for the capital costs of a demonstration program with mutual housing associations. 15,512,000

Selective Service System

SALARIES AND EXPENSES

For necessary expenses of the Selective Service System, including expenses of attendance at meetings and of training for uniformed personnel assigned to the Selective Service System, as authorized by law (5 U.S.C. 4101–4118) for civilian employees; and not to exceed $1,000 for official reception and representation expenses; $24,500,000: *Provided,* That during the current fiscal year, the President may exempt this appropriation from the provisions of 31 U.S.C. 1341, whenever he deems such action to be necessary in the interest of national defense: *Provided further,* That none of the funds appropriated by this Act may be expended for or in connection with the induction of any person into the Armed Forces of the United States. 24,500,000

Department of the Treasury

PAYMENTS TO STATE AND LOCAL GOVERNMENT FISCAL ASSISTANCE TRUST FUND

For payments to the State and Local Government Fiscal Assistance Trust Fund, $4,566,700,000. 4,566,700,000

OFFICE OF REVENUE SHARING, SALARIES AND EXPENSES

For necessary expenses of the Office of Revenue Sharing, including hire of passenger motor vehicles, $7,278,000. 7,278,000

[*Total, Department of the Treasury, $4,573,978,000.*]

Veterans Administration

COMPENSATION AND PENSIONS

For the payment of compensation, pensions, gratuities, and allowances, including burial awards, plot allowances, burial flags, headstones and grave markers, emergency and other officers' retirement pay, adjusted-service credits and certificates, and other benefits as authorized by law; and for payment of premiums due on commercial life insurance policies guaranteed under the provisions of article IV of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended, $13,842,000,000, to remain available until expended. $13,842,000,000

READJUSTMENT BENEFITS

For the payment of readjustment and rehabilitation benefits to or on behalf of veterans as authorized by law (38 U.S.C. chapters 21, 31, 34–36, 39, 51, 53, 55, and 61), $1,371,000,000, to remain available until expended. 1,371,000,000

VETERANS INSURANCE AND INDEMNITIES

For military and naval insurance, national service life insurance, servicemen's indemnities, and service-disabled veterans insurance, as authorized by law (38 U.S.C. chapter 19; 70 Stat. 887; 72 Stat. 487), $7,400,000, to remain available until expended. 7,400,000

MEDICAL CARE

For necessary expenses for the maintenance and operation of hospitals, nursing homes, and domiciliary facilities; for furnishing, as authorized by law, inpatient and outpatient care and treatment to beneficiaries of the Veterans Administration, including care and treatment in facilities not under the jurisdiction of the Veterans Administration, and furnishing recreational facilities, supplies and equipment; funeral, burial and other expenses incidental thereto for beneficiaries receiving care in Veterans Administration facilities; repairing, altering, improving or providing facilities in the several hospitals and homes under the jurisdiction of the Veterans Administration, not otherwise provided for, either by contract or by the hire of temporary employees and purchase of materials; uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901–5902); aid to State homes as authorized by law (38 U.S.C. 641); and not to exceed $2,000,000 to fund cost comparison studies as referred to in 38 U.S.C. 5010(a)(5); $8,070,726,000, plus reimbursements. 8,070,726,000

MEDICAL AND PROSTHETIC RESEARCH

For necessary expenses in carrying out programs of medical and prosthetic research and development, as authorized by law, to remain available until September 30, 1985, $162,325,000, plus reimbursements. 162,325,000

MEDICAL ADMINISTRATION AND MISCELLANEOUS OPERATING EXPENSES

For necessary expenses in the administration of the medical, hospital, nursing home, domiciliary, construction and supply, research, employee education and training activities, as authorized by law, $66,552,000, plus reimbursements. 66,552,000

GENERAL OPERATING EXPENSES

For necessary operating expenses of the Veterans Administration, not otherwise provided for, including uniforms or allowances therefore, as authorized by law; not to exceed $3,000 for official reception and representation expenses; cemeterial expenses as authorized by law; purchase of five passenger motor vehicles, for use in cemeterial operations, and hire of passenger motor vehicles; and reimbursement of the General Services Administration for security guard services, and the Department of Defense for the cost of overseas employee mail, $712,088,000.

$712,088,000

CONSTRUCTION, MAJOR PROJECTS

For constructing, altering, extending and improving any of the facilities under the jurisdiction or for the use of the Veterans Administration, or for any of the purposes set forth in sections 1004, 1006, 5002, 5003, 5006, 5008, 5009, and 5010 of title 38, United States Code, including planning, architectural and engineering services, and site acquisition, where the estimated cost of a project is $2,000,000 or more or where funds for a project were made available in a previous major project appropriation, $345,692,000, to remain available until expended: *Provided*, That, except for advance planning of projects funded through the advance planning fund, none of these funds shall be used for any project which has not been considered and approved by the Congress in the budgetary process: *Provided further*, That $15,000,000 of the advance planning funds provided in this Act for medical projects shall only be available for the advance planning of those projects proposed in fiscal year 1983 and prior years: *Provided further*, That funds provided in the appropriation "Construction, Major Projects" for fiscal year 1984, for each approved project shall be obligated (1) by the awarding of a working drawings contract by September 30, 1984 and (2) by the awarding of a construction contract by September 30, 1985: *Provided further*, That the Administrator shall promptly report in writing to the Comptroller General and to the Committees on Appropriations any approved major construction project in which obligations are not incurred within the time limitations established above; and the Comptroller General shall review the report in accordance with the procedures established by section 1015 of the Impoundment Control Act of 1974 (title X of Public Law 93-344): *Provided further*, That no funds from any other account may be obligated for constructing, altering, extending, or improving a project which was approved in the budget process and funded in this account until one year after final acceptance of the project by the Veterans Administration.

345,692,000

CONSTRUCTION, MINOR PROJECTS

For constructing, altering, extending, and improving any of the facilities under the jurisdiction or for the use of the Veterans Administration, including planning, architectural and engineering services, and site acquistion, or for any of the purposes set forth in sections 1004, 1006, 5002, 5006, 5008, 5009, and 5010 of title 38, United States Code, where the estimated cost of a project is less than $2,000,000, $185,378,000, to remain available until expended, along with unobligated balances of previous Construction, minor projects appropriations which are hereby made available for any project where the estimated cost is less than $2,000,000: *Provided*, That not more than $45,338,000 shall be available for expenses of the Office of Construction.

185,378,000

GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE FACILITIES

For grants to assist the several States to construct State nursing home and domiciliary facilities and to remodel, modify or alter existing hospital, nursing home and domiciliary facilities in State homes, for furnishing care to veterans, as authorized by law (38 U.S.C. 5031-5037), $18,000,000, to remain available until September 30, 1986.

18,000,000

GRANTS FOR THE CONSTRUCTION OF STATE VETERANS CEMETERIES

For grants to aid States in establishing, expanding or improving State veterans' cemeteries as authorized by law (38 U.S.C. 1008), $3,000,000, to remain available until September 30, 1986. $3,000,000

GRANTS TO THE REPUBLIC OF THE PHILIPPINES

For payment to the Republic of the Philippines of grants, as authorized by law (38 U.S.C. 632), for assisting in the replacement and upgrading of equipment and in rehabilitating the physical plant and facilities of the Veterans Memorial Medical Center, $500,000, to remain available until September 30, 1985. 500,000

LOAN GUARANTY REVOLVING FUND

During 1984, the Loan guaranty revolving fund shall be available for expenses for property acquisitions, payment of participation sales insufficiencies, and other loan guaranty and insurance operations, as authorized by law (38 U.S.C. chapter 37, except administrative expenses, as authorized by section 1824 of such title): *Provided,* That the unobligated balances, including retained earnings of the Direct loan revolving fund, shall be available, during 1984, for transfer to the Loan guaranty revolving fund in such amounts as may be necessary to provide for the timely payment of obligations of such fund, and the Administrator of Veterans Affairs shall not be required to pay interest on amounts so transferred after the time of such transfer.

During 1984, within the resources available, gross obligations for direct loans and total commitments to guarantee loans are authorized in such amounts as may be necessary to carry out the purposes of the "Loan guaranty revolving fund".

DIRECT LOAN REVOLVING FUND

During 1984, within the resources available, not to exceed $1,000,000 in gross obligations for direct loans for specially adapted housing loans (38 U.S.C. chapter 37). *1,000,000 (limitation on direct loans)*

ADMINISTRATIVE PROVISIONS

Not to exceed 5 per centum of any appropriation for 1984 for "Compensation and pensions", "Readjustment benefits", and "Veterans insurance and indemnities" may be transferred to any other of the mentioned appropriations, but not to exceed 10 per centum of the appropriations so augmented.

Appropriations available to the Veterans Administration for 1984 for salaries and expenses shall be available for services as authorized by 5 U.S.C. 3109.

No part of the appropriations in this Act for the Veterans Administration (except the appropriations for "Construction, major projects" and "Construction, minor projects") shall be available for the purchase of any site for or toward the construction of any new hospital or home.

No part of the foregoing appropriations shall be available for hospitalization or examination of any persons except beneficiaries entitled under the laws bestowing such benefits to veterans, unless reimbursement of cost is made to the appropriation at such rates as may be fixed by the Administrator of Veterans Affairs.

[*Total, Veterans Administration, $24,784,661,000.*]

[Total, title II, Independent Agencies:	
[New budget (obligational) authority	*$42,390,820,000.]*
[Appropriations	*42,428,341,000.]*
[Portion applied to debt reduction	*−37,521,000.]*
[Limitation on borrowing authority	*600,000,000.]*
[Limitation on direct loans	*1,000,000.]*
[Limitation on corporate funds to be expended	*850,000.]*

TITLE III

CORPORATIONS

Corporations and agencies of the Department of Housing and Urban Development and the Federal Home Loan Bank Board which are subject to the Government Corporation Control Act, as amended, are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Act as may be necessary in carrying out the programs set forth in the budget for 1984 for such corporation or agency except as hereinafter provided: *Provided,* That collections of these corporations and agencies may be used for new loan or mortgage purchase commitments only to the extent expressly provided for in this Act (unless such loans are in support of other forms of assistance provided for in this or prior appropriation Acts), except that this proviso shall not apply to the mortgage insurance or guaranty operations of these corporations, or where loans or mortgage purchases are necessary to protect the financial interest of the United States Government.

FEDERAL HOME LOAN BANK BOARD

LIMITATION ON ADMINISTRATIVE AND NONADMINISTRATIVE EXPENSES, FEDERAL HOME LOAN BANK BOARD

Not to exceed a total of $66,390,000 shall be available for expenses of the Federal Home Loan Bank Board, which amount shall include nonadministrative expenses for the examination and supervision of Federal and State-chartered institutions in an amount not to exceed $40,570,000, including $500,000 which shall be available only for purposes of training State examiners, and administrative expenses in an amount not to exceed $25,820,000, and said total amount shall be available for procurement of services as authorized by 5 U.S.C. 3109, and contracts for such services with one organization may be renewed annually, and uniforms or allowances therefor in accordance with law (5 U.S.C. 5901–5902), and said amount shall be derived from funds available to the Federal Home Loan Bank Board, including those in the Federal Home Loan Bank Board revolving fund and receipts of the Board for the current fiscal year and prior fiscal years, and the Board may utilize and may make payment for services and facilities of the Federal Home Loan Banks, the Federal Reserve Banks, the Federal Savings and Loan Insurance Corporation, the Federal Home Loan Mortgage Corporation, and other agencies of the Government (including payment for office space): *Provided,* That, with the prior approval of the Committees on Appropriations, not to exceed 10 per centum of the lesser of the limitations on administrative and nonadministrative expenses may be transferred between said limitations: *Provided further,* That the preceding transfer provision shall also apply to the limitations provided in fiscal year 1983 and that these provisos shall be effective upon enactment of this Act: *Provided further,* That expenses for

$40,570,000 (limitation on nonadministrative expenses)

25,820,000 (limitation on administrative expenses) special examinations of Federal and State-chartered institutions determined by the Board to be necessary, all necessary expenses in connection with the conservatorship or liquidation of institutions insured by the Federal Savings and Loan Insurance Corporation, liquidation or handling of assets of or derived from such insured institutions, payment of insurance, and action for or toward the avoidance, termination, or minimizing of losses in the case of such insured institutions, or activities relating to section 5A(f) or 6(i) of the Federal Home Loan Bank Act, section 5(d) of the Home Owners' Loan Act of 1933, section 12(i) of the Securities Exchange Act of 1934, or section 406(c), 407, or 408 of the National Housing Act and all necessary expenses (including services performed on a contract or fee basis, but not including other personal services) in connection with the handling, including the purchase, sale, and exchange, of securities on behalf of Federal home loan banks, and the sale, issuance, and retirement of or payment of interest on, debentures or bonds, under the Federal Home Loan Bank Act, as amended, shall be excluded from the above limitations: *Provided further,* That members and alternates of the Federal Savings and Loan Advisory Council may be compensated subject to the provisions of section 7 of the Federal Advisory Committee Act, and shall be entitled to reimbursement from the Board as approved by the Board for transportation expenses incurred in attendance at meetings of or concerned with the work of such Council and may be paid in lieu of subsistence per diem not to exceed the dollar amount set forth in 5 U.S.C 5703: *Provided further,* That not to exceed $1,500 shall be available for official reception and representation expenses: *Provided further,* That, notwithstanding any other provisions of this Act, except for the limitation in amount hereinbefore specified, the expenses and other obligations of the Board shall be incurred, allowed, and paid in accordance with the provisions of the Federal Home Loan Bank Act of July 22, 1932, as amended (12 U.S.C. 1421-1449).

LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

$1,245,000 (limitation on administrative expenses)

Not to exceed $1,245,000 shall be available for administrative expenses, which shall be on an accrual basis and shall be exclusive of interest paid, depreciation, properly capitalized expenditures, expenses in connection with liquidation of insured institutions or activities relating to section 406(c), 407, or 408 of the National Housing Act, liquidation or handling of assets of or derived from insured institutions, payment of insurance, and action for or toward the avoidance, termination, or minimizing of losses in the case of insured institutions, legal fees and expenses and payments for expenses of the Federal Home Loan Bank Board determined by said Board to be properly allocable to said Corporation, and said Corporation may utilize and may make payments for services and facilities of the Federal home loan banks, the Federal Reserve Banks, the Federal Home Loan Bank Board, the Federal Home Loan Mortgage Corporation, and other agencies of the Government: *Provided,* That, notwithstanding any other provisions of this Act, except for the limitation in amount hereinbefore specified, the administrative expenses and other obligations of said Corporation shall be incurred, allowed, and paid in accordance with title IV of the Act of June 27, 1934, as amended (12 U.S.C. 1724-1730f).

[*Total, title III, Corporations, limitation on corporate funds to be expended, $67,635,000.*]

TITLE IV

GENERAL PROVISIONS

SEC. 401. Where appropriations in titles I and II of this Act are expendable for travel expenses and no specific limitation has been placed thereon, the expenditures for such travel expenses may not exceed the amounts set forth therefor in the budget estimates submitted for the appropriations: *Provided*, That this section shall not apply to travel performed by uncompensated officials of local boards and appeal boards of the Selective Service System; to travel performed directly in connection with care and treatment of medical beneficiaries of the Veterans Administration; to travel performed in connection with major disasters or emergencies declared or determined by the President under the provisions of the Disaster Relief Act of 1974 to site-related travel performed in connection with the Comprehensive Environmental Response, Compensation, and Liability Act of 1980; or to payments to interagency motor pools where separately set forth in the budget schedules.

SEC. 402. Appropriations and funds available for the administrative expenses of the Department of Housing and Urban Development and the Selective Service System shall be available in the current fiscal year for purchase of uniforms, or allowances therefor, as authorized by law (5 U.S.C. 5901–5902); hire of passenger motor vehicles; and services as authorized by 5 U.S.C. 3109.

SEC. 403. Funds of the Department of Housing and Urban Development subject to the Government Corporation Control Act or section 402 of the Housing Act of 1950 shall be available, without regard to the limitations on administrative expenses, for legal services on a contract or fee basis, and for utilizing and making payment for services and facilities of Federal National Mortgage Association, Government National Mortgage Association, Federal Home Loan Mortgage Corporation, Federal Financing Bank, Federal Reserve banks or any member thereof, Federal home loan banks, and any insured bank within the meaning of the Federal Deposit Insurance Corporation Act, as amended (12 U.S.C. 1811–1831).

SEC. 404. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 405. No funds appropriated by this Act may be expended—

(1) pursuant to a certification of an officer or employee of the United States unless—

(A) such certification is accompanied by, or is part of, a voucher or abstract which describes the payee or payees and the items or services for which such expenditure is being made, or

(B) the expenditure of funds pursuant to such certification, and without such a voucher or abstract, is specifically authorized by law; and

(2) unless such expenditure is subject to audit by the General Accounting Office or is specifically exempt by law from such audit.

SEC. 406. None of the funds provided in this Act to any department or agency may be expended for the transportation of any officer or employee of such department or agency between his domicile and his place of employment, with the exception of the Secretary of the Department of Housing and Urban Development, who, under title 5, United States Code, section 101, is exempted from such limitation.

SEC. 407. None of the funds provided in this Act may be used for payment, through grants or contracts, to recipients that do not share in the cost of conducting research resulting from proposals not specifically solicited by the Government: *Provided*, That the extent of cost sharing by the recipient shall reflect the mutuality of interest of the grantee or contractor and the Government in the research.

SEC. 408. None of the funds provided in this Act may be used, directly or through grants, to pay or to provide reimbursement for payment of the salary of a consultant (whether retained by the Federal Government or a grantee) at more than the daily equivalent of the maximum rate paid for GS-18, unless specifically authorized by law.

SEC. 409. No part of any appropriation contained in this Act for personnel compensation and benefits shall be available for other object classifications set forth in the budget estimates submitted for the appropriations without the approval of the Committees on Appropriations.

SEC. 410. None of the funds in this Act shall be used to pay the expenses of, or otherwise compensate, non-Federal parties intervening in regulatory or adjudicatory proceedings. Nothing herein affects the authority of the Consumer Product Safety Commission pursuant to section 7 of the Consumer Product Safety Act (15 U.S.C. 2056 et seq.).

SEC. 411. Except as otherwise provided under existing law or under an existing Executive order issued pursuant to an existing law, the obligation or expenditure of any appropriation under this Act for contracts for any consulting service shall be limited to contracts which are (1) a matter of public record and available for public inspection, and (2) thereafter included in a publicly available list of all contracts entered into within twenty-four months prior to the date on which the list is made available to the public and of all contracts on which performance has not been completed by such date. The list required by the preceding sentence shall be updated quarterly and shall include a narrative description of the work to be performed under each such contract.

SEC. 412. Except as otherwise provided by law, no part of any appropriation contained in this Act shall be obligated or expended by any executive agency, as referred to in the Office of Federal Procurement Policy Act (41 U.S.C. 401 et seq.) for a contract for services unless such executive agency (1) has awarded and entered into such contract in full compliance with such Act and the regulations promulgated thereunder and (2) requires any report prepared pursuant to such contract, including plans, evaluations, studies, analyses and manuals, and any report prepared by the agency which is substantially derived from or substantially includes any report prepared pursuant to such contract, to contain information concerning (A) the contract pursuant to which the report was prepared and (B) the contractor who prepared the report pursuant to such contract.

SEC. 413. No part of any appropriation contained in this Act shall be available to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States.

SEC. 414. Except as otherwise provided in section 406, none of the funds provided in this Act to any department or agency shall be obligated or expended to provide a personal cook, chauffeur, or other personal servants to any officer or employee of such department or agency.

SEC. 415. None of the funds provided in this Act to any department or agency shall be obligated or expended to procure passenger automobiles as defined in 15 U.S.C. 2001 with an EPA estimated miles per gallon average of less than 22 miles per gallon.

This Act may be cited as the "Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984".

Approved July 12, 1983.

LEGISLATIVE HISTORY—H.R. 3133

HOUSE REPORTS: No. 98-223 (Comm. on Appropriations) and No. 98-264 (Comm. of Conference).
SENATE REPORT No. 98-152 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 1, 2, considered and passed House
June 21, considered and passed Senate, amended.
June 29, House agreed to conference report; receded from its disagreement and concurred in certain Senate amendments and in others with amendments. Senate agreed to conference report and concurred in House amendments.

Grand total, all titles:	
New budget (obligational) authority (net)	$55,789,340,000
Appropriations	(48,318,662,000)
Portion applied to debt reduction	(−210,855,000)
Contract authority	(9,912,928,000)
Contract authority, indefinite	(−2,857,897,000)
Authority to borrow	(626,502,000)
Appropriations to liquidate contract authority	*(10,697,000,000)*
Increased limitation for annual contract authority	*(636,336,000)*
Limitation on annual contract authority, indefinite	*(−106,646,000)*
Limitation on borrowing authority	*(600,000,000)*
Limitation on direct loans	*(726,422,000)*
Limitation on guaranteed loans	*(119,375,000,000)*
Limitation on corporate funds to be expended	*(339,599,000)*

Total, new budget (obligational) authority, Department of Housing and Urban Development—Independent Agencies Appropriation Act, 1984 (net)	$55,789,340,000

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 contained in the foregoing annual appropriation act, the following additional amounts are available for the Department of Housing and Urban Development for such fiscal year:

Permanent appropriations:		
Federal funds (p. 1003)	$76,720,000	
Trust funds (p. 1016)	10,000	
Subtotal, additions		76,730,000

Deduct amounts for offices and independent agencies transferred to Defense—Civil functions, Departments of Health and Human Services, Treasury, and General Government totals:

Defense—Civil functions:	
Cemeterial expenses, Army (p. 219)	$8,203,000
Department of Health and Human Services:	
Office of Consumer Affairs (p. 222)	2,011,000
Department of the Treasury:	
Fiscal Assistance Trust fund (p. 225)	4,566,700,000
Office of Revenue Sharing (p. 225)	7,278,000
General Government:	
American Battle Monuments Commission (p. 218)	10,462,000
Consumer Information Center (GSA) (p. 222)	1,349,000
Consumer Product Safety Commission (p. 219)	35,000,000
Environmental Protection Agency (pp. 219-220)	3,998,100,000
Executive Office of the President (pp. 220-221)	2,650,000
Federal Emergency Management Agency (p. 221)	436,594,000
National Aeronautics and Space Administration (pp. 222-223)	7,177,500,000

General Government—Continued:		
National Science Foundation (pp. 224-225)	$1,320,300,000	
Neighborhood Reinvestment Corporation (p. 225)	15,512,000	
Selective Service System (p. 225)	24,500,000	
Veterans Administration (pp. 226-228)	24,784,661,000	
Subtotal, deductions		–$42,390,820,000
Grand total, Department of Housing and Urban Development		13,475,250,000

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATION ACT, 1984

Public Law 98-146

98th Congress, H.R. 3363

November 4, 1983

AN ACT

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior and related agencies for the fiscal year ending September 30, 1984, and for other purposes, namely:

TITLE I—DEPARTMENT OF THE INTERIOR

LAND AND WATER RESOURCES

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For expenses necessary for protection, use, improvement, development, disposal, cadastral surveying, classification, and performance of other functions, including maintenance of facilities, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management, including the general administration of the Bureau of Land Management, $359,601,000. $359,601,000

CONSTRUCTION AND ACCESS

For acquisition of lands and interests therein, and construction of buildings, recreation facilities, roads, trails, and appurtenant facilities, $1,200,000, to remain available until expended. 1,200,000

PAYMENTS IN LIEU OF TAXES

For expenses necessary to implement the Act of October 20, 1976 (31 U.S.C. 1601) $105,000,000, of which not to exceed $400,000 shall be available for administrative expenses. 105,000,000

LAND ACQUISITION

For expenses necessary to carry out the provisions of sections 205 and 318(d) of Public Law 94-579 including administrative expenses and acquisition of lands or waters, or interest therein, $1,391,000, to be derived from the Land and Water Conservation Fund, to remain available until expended. 1,391,000

OREGON AND CALIFORNIA GRANT LANDS

For expenses necessary for management, protection, and development of resources and for construction, operation, and maintenance of access roads, reforestation, and other improvements on the revested Oregon and California Railroad grant lands, on other Federal lands in the Oregon and California land-grant counties of Oregon, and on adjacent rights-of-way; and acquisition of lands or interests therein including existing connecting roads on or adjacent to such grant lands; $51,536,000, to remain available until expended: *Provided*, That the amount provided herein for the purposes of this appropriation on lands administered by the Forest Service shall be transferred to the Forest Service, Department of Agriculture: *Provided further*, That the amount appropriated herein for road construction on lands other than those administered by the Forest Service shall be transferred to the Federal Highway Administration, Department of Transportation: *Provided further*, That 25 per centum of the aggregate of all receipts during the current fiscal year from the revested Oregon and California Railroad grant lands is hereby made a charge against the Oregon and California land grant fund and shall be transferred to the General Fund in the Treasury in accordance with the provisions of the second paragraph of subsection (b) of title II of the Act of August 28, 1937 (50 Stat. 876).

$51,536,000

RANGE IMPROVEMENTS

For rehabilitation, protection, acquisition of lands and interests therein, and improvement of Federal rangelands pursuant to section 401 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701), notwithstanding any other Act, sums equal to fifty per centum of all moneys received during the prior fiscal year under sections 3 and 15 of the Taylor Grazing Act (43 U.S.C. 315, et seq.), but not less than $10,000,000 (43 U.S.C. 1901), and the amount designated for range improvements from grazing fees and mineral leasing receipts from Bankhead-Jones lands transferred to the Department of the Interior pursuant to law, to remain available until expended: *Provided*, That not to exceed $600,000 shall be available for administrative expenses.

10,000,000
(*indefinite*)

SERVICE CHARGES, DEPOSITS, AND FORFEITURES

For administrative expenses and other costs related to processing application documents and other authorizations for use and disposal of public lands and resources, for monitoring construction, operation, and termination of facilities in conjunction with use authorizations, and for rehabilitation of damaged property, such amounts as may be collected under sections 209(b), 304(a), 304(b), 305(a), and 504(g) of the Act approved October 21, 1976 (43 U.S.C. 1701), and sections 101 and 203 of Public Law 93-153, to be immediately available until expended.

10,000,000
(*indefinite*)

MISCELLANEOUS TRUST FUNDS

In addition to amounts authorized to be expended under existing law, there is hereby appropriated such amounts as may be contributed under section 307 of the Act of October 21, 1976 (43 U.S.C. 1701), and such amounts as may be advanced for administrative costs, surveys, appraisals, and costs of making conveyances of omitted lands under section 211(b) of that Act, to remain available until expended.

100,000
(*indefinite*)

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Land Management shall be available for purchase, erection, and dismantlement of temporary structures and alteration and maintenance of necessary buildings and appurtenant facilities to which the United States has title; up to $10,000 for payments, at the discretion of the Secretary, for information or evidence concerning violations of laws administered by the United States Bureau of Land Management; miscellaneous and emergency expenses of enforcement activities, authorized or approved by the Secretary and to be accounted for solely on his certificate, not to exceed $10,000: *Provided,* That appropriations herein made for the Bureau of Land Management expenditures in connection with the revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands (other than expenditures made under the appropriation "Oregon and California grant lands") shall be reimbursed to the General Fund of the Treasury from the 25 per centum referred to in subsection (c), title II, of the Act approved August 28, 1937 (50 Stat. 876), of the special fund designated the "Oregon and California land grant fund" and section 4 of the Act approved May 24, 1939 (53 Stat. 754), of the special fund designated the "Coos Bay Wagon Road grant fund": *Provided further,* That appropriations herein made may be expended on a reimbursable basis for surveys of Federal lands of the United States and for protection of lands for the State of Alaska: *Provided further,* That an appeal of any reductions in grazing allotments on public rangelands must be taken within thirty days after receipt of a final grazing allotment decision or ninety days after the effective date of this Act in the case of reductions ordered during 1979, whichever occurs later. Reductions of up to 10 per centum in grazing allotments shall become effective when so designated by the Secretary of the Interior. Upon appeal any proposed reduction in excess of 10 per centum shall be suspended pending final action on the appeal, which shall be completed within two years after the appeal is filed: *Provided further,* That appropriations herein made shall be available for paying costs incidental to the utilization of services contributed by individuals who serve without compensation as volunteers in aid of work of the Bureau to protect, improve, develop, or manage the public lands; and that within appropriations herein provided, Bureau officials may authorize either direct procurement of or reimbursement for expenses incidental to the effective use of volunteers such as, but not limited to, training, transportation, lodging, subsistence, equipment, and supplies: *Provided further,* That provision for such expenses or services is in accord with volunteer or cooperative agreements made with such individuals, private organizations, educational institutions, or State or local governments: *Provided further,* That subject to valid existing rights, no appropriation herein made shall be used by the Secretary of the Interior for the processing or issuance of prospecting permits in certain lands in the Mark Twain National Forest, Missouri, which comprise approximately 17,562 acres, as generally depicted on a map entitled "Irish Wilderness—Proposed", dated December 1981.

[*Total, Bureau of Land Management, $538,828,000.*]

FISH AND WILDLIFE AND PARKS

UNITED STATES FISH AND WILDLIFE SERVICE

RESOURCE MANAGEMENT

For expenses necessary for scientific and economic studies, conservation, management, investigations, protection, and utilization of sport fishery and wildlife resources, except whales, seals, and sea lions, and for the performance of other authorized functions related to such resources; for the general administration of the Fish and Wildlife Service; for maintenance of the herd of long-horned cattle on the Wichita Mountains Wildlife Refuge, and not less than $3,400,000 for high priority projects within the scope of the approved budget which shall be carried out by Youth Conservation Corps as if authorized by the Act of August 13, 1970, as amended by Public Law 93-408, $270,803,000 of which $2,000,000, to carry out the purposes of 16 U.S.C. 1535, shall remain available until expended; and of which $3,729,000 shall be for operation and maintenance of fishery mitigation facilities constructed by the Corps of Engineers under the Lower Snake River Compensation Plan, authorized by the Water Resources Development Act of 1976 (90 Stat. 2921), to compensate for loss of fishery resources from water development projects on the Lower Snake River, which will remain available until expended: *Provided,* That the only critical habitat to be designated under section 4(b)(2) of the Endangered Species Act of 1973 (Public Law 93-205), as amended, for the Northern Rocky Mountain Wolf in Idaho shall be coterminous with the boundaries of the Central Idaho Wilderness Areas, as established by Public Law 96-312. $270,803,000

CONSTRUCTION AND ANADROMOUS FISH

For construction and acquisition of buildings and other facilities required in the conservation, management, investigations, protection, and utilization of sport fishery and wildlife resources, and the acquisition of lands and interests therein; $4,000,000, to remain available until expended, for expenses necessary to carry out the Anadromous Fish Conservation Act (16 U.S.C. 757a-757f), of which $500,000 shall be made available to the State of Idaho without regard to the limitation as stated in 16 U.S.C. 757e and without regard to the Federal cost sharing provisions in 16 U.S.C. 757a-757f: *Provided,* That 16 U.S.C. 757e is amended by adding the following new sentence: "The State of Idaho shall be eligible on an equal standing with other States for Federal funding for purposes authorized by sections 757a to 757f of this title."; and an additional $23,301,000, to remain available until expended. 4,000,000 23,301,000

[*Total, Construction and Anadramous Fish, $27,301,000.*]

MIGRATORY BIRD CONSERVATION ACCOUNT

For an advance to the migratory bird conservation account, as authorized by the Act of October 4, 1971, as amended (16 U.S.C. 715k-3, 5), $7,000,000, to remain available until expended. 7,000,000

LAND ACQUISITION

For expenses necessary to carry out the provisions of the Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C 4601-4-11), including administrative expenses, and for acquisition of land or waters, or interest therein, in accordance with statutory authority applicable to the United States Fish and Wildlife Service, $42,297,000, to be derived from the Land and Water Conservation Fund, to remain available until expended. 42,297,000

NATIONAL WILDLIFE REFUGE FUND

For expenses necessary to implement the Act of October 17, 1978 (16 U.S.C. 715s), $5,760,000. 5,760,000

ADMINISTRATIVE PROVISIONS

Appropriations and funds available to the United States Fish and Wildlife Service shall be available for purchase of not to exceed 144 passenger motor vehicles of which 132 are for replacement only (including 70 for police-type use); purchase of 1 aircraft for replacement only; not to exceed $200,000 for payment, at the discretion of the Secretary, for information, rewards, or evidence concerning violations of laws administered by the United States Fish and Wildlife Service and miscellaneous and emergency expenses of enforcement activities, authorized or approved by the Secretary and to be accounted for solely on his certificate; repair of damage to public roads within and adjacent to reservation areas caused by operations of the United States Fish and Wildlife Service; options for the purchase of land at not to exceed $1 for each option; facilities incident to such public recreational uses on conservation areas as are not inconsistent with their primary purpose; and the maintenance and improvement of aquaria, buildings, and other facilities under the jurisdiction of the United States Fish and Wildlife Service and to which the United States has title, and which are utilized pursuant to law in connection with management and investigation of fish and wildlife resources.

[*Total, United States Fish and Wildlife Service, $353,161,000.*]

NATIONAL PARK SERVICE

OPERATION OF THE NATIONAL PARK SYSTEM

For expenses necessary for the management, operation, and maintenance of areas and facilities administered by the National Park Service (including special road maintenance service to trucking permittees on a reimbursable basis), and for the general administration of the National Park Service, including not to exceed $418,000 for the Roosevelt Campobello International Park Commission, and $500,000 for the Volunteers-in-the-Park program, and not less than $3,300,000 for high priority projects within the scope of the approved budget which shall be carried out by Youth Conservation Corps as if authorized by the Act of August 13, 1970, as amended by Public Law 93-408, $601,095,000 without regard to the Act of August 24, 1912, as amended (16 U.S.C. 451): *Provided*, That the Park Service shall not enter into future concessionaire contracts, including renewals, that do not include a termination for cause clause that provides for possible extinguishment of possessory interests excluding depreciated book value of concessionaire investments without compensation: *Provided further*, That appropriations for maintenance and improvement of roads within the boundary of Indiana Dunes National Lakeshore shall be available for such purposes without regard to whether title to such road rights-of-way is in the United States: *Provided further*, That $85,000 shall be available for the National Park Service to assist the town of Harpers Ferry, West Virginia, for police force use: *Provided further*, That up to $100,000 shall be available for a study to examine the suitability of a site in East St. Louis, in the State of Illinois, for a museum of American culture and anthropology, and to determine the variety and breadth of the collections that might be exhibited in such museum. $601,095,000

NATIONAL RECREATION AND PRESERVATION

For expenses necessary to carry out recreation programs, natural programs, cultural programs, environmental compliance and review, and grant administration, not otherwise provided for, $10,377,000. 10,377,000

URBAN PARK AND RECREATION FUND

For expenses necessary to carry out the provisions of the Urban Park and Recreation Recovery Act of 1978 (title X of Public Law 95-625) $6,700,000, to remain available until expended. 6,700,000

HISTORIC PRESERVATION FUND

For expenses necessary in carrying out the provisions of the Historic Preservation Act of 1966 (80 Stat. 915), as amended (16 U.S.C. 470), $26,500,000 to be derived from the Historic Preservation Fund, established by section 108 of that Act, as amended, to remain available for obligation until September 30, 1985.

$26,500,000

VISITOR FACILITIES FUND

For grants to the National Park Foundation for reconstruction, rehabilitation, replacement, improvement, relocation, or removal of visitor facilities within the National Park System, and related expenses, as authorized by Public Law 97-433, $5,800,000 to remain available for obligation until September 30, 1989, to be derived from the National Park System Visitor Facilities Fund.

5,800,000

CONSTRUCTION

For construction, improvements, repair or replacement of physical facilities, without regard to the Act of August 24, 1912, as amended (16 U.S.C. 451), $44,037,000, to remain available until expended, of which not less than $936,000 shall be available to carry out the provisions of sections 303 and 304 of Public Law 95-290; not less than $1,076,000 shall be available for the Paul H. Douglas Environmental Center at Indiana Dunes National Lakeshore; and not less than $300,000 shall be available to remove the sewage treatment plant located in the Cuyahoga Valley National Recreation Area on the Ohio Canal south of State Route 82 (including expenses incurred for removal expenses and related activities outside the boundaries of the Recreation Area), without regard to whether title to such sewage treatment plant is in the United States: *Provided*, That the Secretary of the Interior (acting through the National Park Service) shall enter into a cooperative agreement with Summit County for undertaking such project: *Provided further*, That the Federal share of the total project expenses shall not exceed 40 per centum, of which not to exceed $1,500,000 for engineering and construction of the Halls Crossing-Bullfrog Ferry access roads and ramps in Glen Canyon National Recreation Area, such funds to be transferred to the State of Utah for accomplishment of these activities in accordance with provisions of a cooperative agreement between the National Park Service and the State of Utah: *Provided further*, That for payment of obligations incurred for engineering services, roadway and bridge access, and pilot tunnel bore work for the Cumberland Gap Tunnel, as authorized by section 160 of Public Law 93-87, $14,000,000 to be derived from the Highway Trust Fund and to remain available until expended to liquidate contract authority provided under section 104(a)(8) of Public Law 95-599: *Provided further*, That up to $1,000,000 of the funds provided under this head, to be derived from the Historic Preservation Fund, established by the Historic Preservation Act of 1966 (80 Stat. 915), as amended (16 U.S.C. 470), shall be available until expended for the preparation of a feasibility report recommending measures necessary to provide protection from the severe sloughing of bluffs in Natchez, Mississippi, between the north limits of the National Cemetery and the United States Highway 84 bridge, where potential bluff sloughing is found imminent and historic properties, roads, streets, utilities and other improvements are threatened, such funds to be transferred to the Secretary of the Army for utilization by the United States Army Corps of Engineers.

44,037,000

14,000,000 (liquidation of contract authority)

LAND ACQUISITION AND STATE ASSISTANCE

For expenses necessary to carry out the provisions of the Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C. 460l-4-11), including administrative expenses, and for acquisition of land or waters, or interest therein, in accordance with statutory authority applicable to the National Park Service, *$148,150,000*, to be derived from the Land and Water Conservation Fund, to remain available until expended, of which $75,000,000 is for the State Assistance program including $2,081,000 to administer the program, and $6,150,000 is for Pinelands National Preserve: *Provided*, That State administrative expenses associated with the State grant portion of the State Assistance program shall not exceed 15 percent: *Provided further*, That none of the State Assistance funds may be used as a contingency fund: *Provided further*, That of the amounts previously appropriated to the Secretary's contingency fund for grants to States, $2,300,000 shall be available in 1984 for administrative expenses of the State grant program. *$148,150,000*

JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

For expenses necessary for operating and maintaining the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts, $4,542,000. 4,542,000

ADMINISTRATIVE PROVISIONS

Appropriations for the National Park Service shall be available for the purchase of not to exceed 2 aircraft for replacement only, 214 passenger motor vehicles of which 177 shall be for replacement only, including not to exceed 137 for police-type use and 3 buses; and to provide, notwithstanding any other provision of law, at a cost not exceeding $100,000, transportation for children in nearby communities to and from any unit of the National Park System used in connection with organized recreation and interpretive programs of the National Park Service; options for the purchase of land at not to exceed $1 for each option; and for the procurement and delivery of medical services within the jurisdiction of units of the National Park System: *Provided*, That any funds available to the National Park Service may be used, with the approval of the Secretary, to maintain law and order in emergency and other unforeseen law enforcement situations and conduct emergency search and rescue operations in the National Park System: *Provided further*, That none of the funds appropriated to the National Park Service may be used to process any grant or contract documents which do not include the text of 18 U.S.C. 1913: *Provided further*, That none of the funds appropriated to the National Park Service may be used to add industrial facilities to the list of National Historic Landmarks without the consent of the owner: *Provided further*, That the National Park Service may use helicopters and motorized equipment at Death Valley National Monument for removal of feral burros and horses.

[*Total, National Park Service, $847,201,000.*]

[*Total, Fish and Wildlife and Parks, $1,200,362,000.*]

ENERGY AND MINERALS

GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

For expenses necessary for the Geological Survey to perform surveys, investigations, and research covering topography, geology, and the mineral and water resources of the United States, its Territories and possessions, and other areas as authorized by law (43 U.S.C. 31, 1332 and 1340); classify lands as to their mineral character and water and power resources; give engineering supervision to power permittees and Federal Energy Regulatory Commission licensees; administer the minerals exploration program (30 U.S.C.

641); and publish and disseminate data relative to the foregoing activities; $367,080,000: *Provided,* That $49,113,000 shall be available only for cooperation with States or municipalities for water resources investigations: *Provided further,* That no part of this appropriation shall be used to pay more than one-half the cost of any topographic mapping or water resources investigations carried on in cooperation with any State or municipality: *Provided further,* That the Geological Survey is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private: *Provided further,* That in fiscal year 1984 and thereafter, all receipts from the sale of maps sold or stored by the Geological Survey shall be available for map printing and distribution to supplement funds otherwise available, to remain available until expended. $367,080,000

ADMINISTRATIVE PROVISIONS

The amount appropriated for the Geological Survey shall be available for purchase of not to exceed 9 passenger motor vehicles, for replacement only; reimbursement to the General Services Administration for security guard services; contracting for the furnishing of topographic maps and for the making of geophysical or other specialized surveys when it is administratively determined that such procedures are in the public interest; construction and maintenance of necessary buildings and appurtenant facilities; acquisition of lands for observation wells; expenses of the U.S. National Committee on Geology; and payment of compensation and expenses of persons on the rolls of the Geological Survey appointed, as authorized by law, to represent the United States in the negotiation and administration of interstate compacts.

[*Total, Geological Survey, $367,080,000.*]

MINERALS MANAGEMENT SERVICE

LEASING AND ROYALTY MANAGEMENT

For expenses necessary for minerals leasing and environmental studies, regulation of industry operations, and collection of royalties, as authorized by law; for enforcing laws and regulations applicable to oil, gas, and other minerals leases, permits, licenses and operating contracts; and for matching grants or cooperative agreements; including the purchase of not to exceed 8 passenger motor vehicles for replacement only; $163,561,000 of which not less than $34,869,000 shall be available for royalty management activities including general administration. 163,561,000

BUREAU OF MINES

MINES AND MINERALS

For expenses necessary for conducting inquiries, technological investigations and research concerning the extraction, processing, use and disposal of mineral substances without objectionable social and environmental costs; to foster and encourage private enterprise in the development of mineral resources and the prevention of waste in the mining, minerals, metal and mineral reclamation industries; to inquire into the economic conditions affecting those industries; to promote health and safety in mines and the mineral industry through research; and for other related purposes as authorized by law, $136,425,000, of which $81,265,000 shall remain available until expended; and $2,564,000 to be derived from the amount appropriated in Public Law 97-257 to carry out the purposes of section 2(b) of Public Law 96-543. 136,425,000

ADMINISTRATIVE PROVISIONS

The Secretary is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private: *Provided,* That the Bureau of Mines is authorized, during the current fiscal year, to sell directly or through any Government agency, including corporations, any metal or mineral product that may be manufactured in pilot plants operated by the Bureau of Mines, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts.

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

REGULATION AND TECHNOLOGY

For necessary expenses to carry out the provisions of the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, $65,450,000, including the purchase of not to exceed 19 passenger motor vehicles, of which 9 shall be for replacement only. $65,450,000

ABANDONED MINE RECLAMATION FUND

For necessary expenses to carry out the provisions of title IV of the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, including the purchase of not more than 21 passenger motor vehicles, of which 9 shall be for replacement only, to remain available until expended, $229,228,000 to be derived from receipts of the Abandoned Mine Reclamation Fund: *Provided,* That pursuant to Public Law 97-365, the Department of the Interior is authorized to utilize up to 20 percent from the recovery of the delinquent debt owed to the United States Government to pay for contracts to collect these debts: *Provided further,* That of the funds made available to the States to contract for reclamation projects authorized in section 406(a) of Public Law 95-87, administrative expenses may not exceed 15 percent. 229,228,000

[*Total, Office of Surface Mining Reclamation and Enforcement, $294,678,000.*]

[*Total, Energy and Minerals, $961,744,000.*]

INDIAN AFFAIRS

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

For operation of Indian programs by direct expenditure, contracts, cooperative agreements and grants including expenses necessary to provide education and welfare services for Indians, either directly or in cooperation with States and other organizations, including payment (in advance or from date of admission) of care, tuition, assistance, and other expenses of Indians in boarding homes, institutions, or schools; grants and other assistance to needy Indians; maintenance of law and order and payment of rewards for information or evidence concerning violations of law on Indian reservation lands or treaty fishing rights tribal use areas; management, development, improvement, and protection of resources and appurtenant facilities under the jurisdiction of the Bureau of Indian Affairs, including payment of irrigation assessments and charges; acquisition of water rights; advances for Indian industrial and business enterprises; operation of Indian arts and crafts shops and museums; development of Indian arts and crafts, as authorized by law; for the general administration of the Bureau of Indian Affairs, including such expenses in field offices, $822,302,000 of which not to exceed 822,302,000

$54,135,000 for higher education scholarships and assistance to public schools under the Act of April 16, 1934 (48 Stat. 596), as amended (25 U.S.C. 452 et seq.), shall remain available for obligation until September 30, 1985, and the funds made available to tribes and tribal organizations through contracts authorized by the Indian Self-Determination and Education Assistance Act of 1975 (88 Stat. 2203; 25 U.S.C. 450 et seq.) shall remain available until September 30, 1985: *Provided,* That this carryover authority does not extend to programs directly operated by the Bureau of Indian Affairs; and includes expenses necessary to carry out the provisions of section 19(a) of Public Law 93-531 (25 U.S.C. 640(d)-18(a)), $3,951,000, to remain available until expended: *Provided further,* That none of these funds shall be expended as matching funds for programs funded under section 103(a)(1)(B)(iii) of the Vocational Education Act of 1963, as amended (20 U.S.C. 2303(a)(1)(B)(iii)): *Provided further,* That in addition, moneys received by grant to the Bureau of Indian Affairs from other Federal agencies to carry out various programs for elementary and secondary education, handicapped programs, bilingual education, and other specific programs shall be deposited into this account and remain available as otherwise provided by law: *Provided further,* That any cost of providing lunches to nonboarding students in public schools from funds appropriated herein shall be paid from the amount of such funds otherwise allocated for the schools involved without regard to the cost of providing lunches for such students: *Provided further,* That $200,000 shall be transferred to the city of Brigham City, Utah, for the purpose of conducting a study to: (1) assess the socioeconomic impact on the local community due to the closure of the Intermountain Inter-tribal School, (2) identify and analyze possible uses for the facilities and property now occupied by the Intermountain Inter-tribal School, and (3) meet other appropriate objectives, as identified by the mayor of Brigham City to minimize any negative impact on the city resulting from the school's closure: *Provided further,* That the first section of the Act of June 24, 1938 (52 Stat. 1037; 25 U.S.C. 162a), is amended by inserting "(a)" immediately after the enacting clause and by adding at the end thereof the following new subsection:

"(b) The Secretary of the Interior is authorized to invest any operation and maintenance collections from Indian irrigation projects and revenue collections from power operations on Indian irrigation projects in—

"(1) any public-debt obligations of the United States;

"(2) any bonds, notes, or other obligations which are unconditionally guaranteed as to both principal and interest by the United States; or

"(3) any obligations which are lawful investments for trust funds under the authority or control of the United States.

The Secretary of the Interior is authorized to use earning from investments under this subsection to pay operation and maintenance expenses of the project involved.".

CONSTRUCTION

For construction, major repair and improvement of irrigation and power systems, buildings, utilities, and other facilities, including architectural and engineering services by contract; acquisition of lands and interests in lands; preparation of lands for farming; and construction, repair, and improvement of Indian housing, $78,920,000, to remain available until expended: *Provided,* That such amounts as may be available for the construction of the Navajo Indian Irrigation Project may be transferred to the Bureau of Reclamation.

$78,920,000

ROAD CONSTRUCTION

For construction of roads and bridges pursuant to authority contained in 23 U.S.C. 203, the Act of November 2, 1921 (42 Stat. 208; 25 U.S.C. 13), and the Act of May 26, 1928 (45 Stat. 750; 25 U.S.C. 318a), $4,000,000, to remain available until expended.

$4,000,000

EASTERN INDIAN LAND CLAIMS FUND

For settlement of the Mashantucket Pequot land claim in Ledyard, Connecticut, $900,000, to remain available until expended: *Provided*, That such funds shall become available for obligation only upon enactment into law of authorizing legislation.

900,000

TRIBAL TRUST FUNDS

In addition to the tribal funds authorized to be expended by existing law, there is hereby appropriated not to exceed $4,000,000 from tribal funds not otherwise available for expenditure for the benefit of Indians and Indian tribes, including pay and travel expenses of employees; care, tuition, and other assistance to Indian children attending public and private schools (which may be paid in advance or from date of admission); purchase of land and improvements on land, title to which shall be taken in the name of the United States in trust for the tribe for which purchased; lease of lands and water rights; compensation and expenses of attorneys and other persons employed by Indian tribes under approved contracts; pay, travel, and other expenses of tribal officers, councils, and committees thereof, or other tribal organizations, including mileage for use of privately owned automobiles and per diem in lieu of subsistence at rates established administratively but not to exceed those applicable to civilian employees of the Government; relief of Indians, including cash grants: *Provided*, That in addition to the amount appropriated herein, tribal funds may be advanced to Indian tribes during the current fiscal year for such purposes as may be designated by the governing body of the particular tribe involved and approved by the Secretary.

4,000,000
(definite)
59,000,000
(indefinite)

[*Total, Tribal Trust Funds, $63,000,000.*]

REVOLVING FUND FOR LOANS

During fiscal year 1984, and within the resources and authority available, gross obligations for the principal amount of direct loans pursuant to the Indian Financing Act of 1974 (88 Stat. 77; 25 U.S.C. 1451 et seq.), shall not exceed $13,075,000.

13,075,000
(limitation on direct loans)

INDIAN LOAN GUARANTY AND INSURANCE FUND

During fiscal year 1984, and within the resources and authority available, total commitments to guarantee loans pursuant to the Indian Financing Act of 1974 (88 Stat. 77; 25 U.S.C. 1451 et seq.), may be made only to the extent that the total loan principal, any part of which is to be guaranteed, shall not exceed $19,000,000.

19,000,000
(limitation on guaranteed loans)

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Indian Affairs (except the revolving fund for loans and the Indian loan guarantee and insurance fund) shall be available for expenses of exhibits; purchase of not to exceed 240 passenger carrying motor vehicles of which 170 shall be for replacement only, which may be used for the transportation of Indians; advance payments for services (including services which may extend beyond the current fiscal year) under contracts executed pursuant to the Act of June 4, 1936 (48 Stat. 596), as amended (25 U.S.C. 452 et seq.), the Act of August 3, 1956 (70 Stat. 896), as amended (25 U.S.C. 309 et seq.), and legislation terminating Federal supervision over certain Indian tribes; and expenses required by continuing or permanent treaty provisions: *Provided,* That no part of any appropriations to the Bureau of Indian Affairs shall be available to continue academic and residential programs of the Chilocco, Seneca, and Fort Sill boarding schools, Oklahoma; and Stewart boarding school, Nevada: *Provided further,* That no part of any appropriation to the Bureau of Indian Affairs shall be available to continue academic and residential programs at Concho boarding school, Oklahoma, and Mount Edgecumbe boarding school in Alaska after June 30, 1983, or at the Intermountain boarding school in Utah after June 30, 1984: *Provided further,* That no part of any appropriation to the Bureau of Indian Affairs shall be used to subject the transportation of school children to any limitation on travel or transportation expenditures for Federal employees.

[*Total, Bureau of Indian Affairs, $969,122,000.*]

TERRITORIAL AND INTERNATIONAL AFFAIRS

ADMINISTRATION OF TERRITORIES

For expenses necessary for the administration of Territories under the jurisdiction of the Department of the Interior, $79,262,000 of which (1) not to exceed $77,192,000 shall be available until expended for technical assistance; grants to the judiciary in American Samoa for compensation and expenses, as authorized by law (48 U.S.C. 1661(c)); grants to American Samoa, in addition to current local revenues, for support of governmental functions; Economic Development Loan Fund grants to Guam, as authorized by law (48 U.S.C. 1428-1428e; Public Law 95-134; 91 Stat. 1161, 1162, 1163; Public Law 95-348; 92 Stat. 487, 488); grants to the Government of the Virgin Islands as authorized by law (Public Law 97-357); construction grants to Guam of $11,350,000; direct grants to the Government of the Northern Mariana Islands as authorized by law (Public Law 94-241, 90 Stat. 272, and Public Law 96-205, 94 Stat. 86); and (2) not to exceed $2,070,000 for fiscal year 1984 salaries and expenses of the Office of Territorial and International Affairs: *Provided,* That the Territorial and local governments herein provided for are authorized to make purchases through the General Services Administration: *Provided further,* That appropriations available for the administration of Territories may be expended for the purchase, charter, maintenance, and operation of surface vessels for official purposes and for commercial transportation purposes found by the Secretary to be necessary: *Provided further,* That all financial transactions of the Territorial and local governments herein provided for, including such transactions of all agencies or instrumentalities established or utilized by such governments, shall be audited by the General Accounting Office, in accordance with the provisions of the Budget and Accounting Act, 1921 (42 Stat. 23), as amended, and the Accounting and Auditing Act of 1950 (64 Stat. 834): *Provided further,* That Public Law 94-392 (48 U.S.C. 1574(b)), as amended, is hereby further amended by— $79,262,000

(1) deleting the semicolon in section 2(b)(1) and adding the following: ", except that $28,000,000 of the guaranteed bonding authority will be used for water producing and power projects, including maintenance and overhaul of electrical generating and distribution mechanisms, and $12,000,000 of the guaranteed bonding authority will be used for repair of the water distribution and storage systems;"; and

(2) in section 2(f), strike "$61,000,000" and insert in lieu thereof "$101,000,000" and in each place where it occurs, strike "1984" and insert in lieu thereof "1990".

TRUST TERRITORY OF THE PACIFIC ISLANDS

For expenses necessary for the Department of the Interior in administration of the Trust Territory of the Pacific Islands pursuant to the Trusteeship Agreement approved by joint resolution of July 18, 1947 (61 Stat. 397), and the Act of June 30, 1954 (68 Stat. 330), as amended (90 Stat. 299; 91 Stat. 1159; 92 Stat. 495), grants for the expenses of the High Commissioner of the Trust Territory of the Pacific Islands; grants for the compensation and expenses of the Judiciary of the Trust Territory of the Pacific Islands; grants to the Trust Territory of the Pacific Islands in addition to local revenues, for support of governmental functions; $112,109,000 of which $78,521,000 is for operations, and $33,588,000 is for construction, to remain available until expended: *Provided further,* That $2,000,000 for cholera eradication efforts in Truk shall be available only after submission of a plan of expenditure, and approval of such plan by the Department of the Interior, the High Commissioner of the Trust Territory, and the government of the Federated States of Micronesia: *Provided further,* That all financial transactions of the Trust Territory, including such transactions of all agencies or instrumentalities established or utilized by such Trust Territory, shall be audited by the General Accounting Office in accordance with the provisions of the Budget and Accounting Act, 1921 (42 Stat. 23), as amended, and the Accounting and Auditing Act of 1950 (64 Stat. 834): *Provided further,* That the government of the Trust Territory of the Pacific Islands is authorized to make purchases through the General Services Administration: *Provided further,* That appropriations available for the administration of the Trust Territory of the Pacific Islands may be expended for the purchase, charter, maintenance, and operation of surface vessels for official purposes and for commercial transportation purposes found by the Secretary to be necessary in carrying out the provisions of article 6(2) of the Trusteeship Agreement approved by Congress. $112,109,000

[*Total, Territorial Affairs, $191,371,000.*]

DEPARTMENTAL OFFICES

OFFICE OF THE SECRETARY

For necessary expenses of the Office of the Secretary of the Interior, $44,068,000, of which not less than $400,000 is for reimbursement to the United States Park Police and not to exceed $10,000 may be for official reception and representation expenses. 44,068,000

OFFICE OF THE SOLICITOR

For necessary expenses of the Office of the Solicitor, $19,463,000. 19,463,000

OFFICE OF THE INSPECTOR GENERAL

For necessary expenses of the Office of the Inspector General, $16,814,000 including $2,700,000 to be available for fiscal year 1984 expenses of the offices of the Government Comptroller for the Virgin Islands, the Government Comptroller for Guam, Trust Territory of the Pacific Islands, the Northern Mariana Islands, and the Government Comptroller for American Samoa, as authorized by law (Public Law 95-134, 91 Stat. 1161, 1162; Public Law 96-205, 94 Stat. 85, 90; Public Law 97-357): *Provided,* That the Inspector General shall certify quarterly to the appropriate committees of the Con- 16,814,000 gress on the faithful execution of laws administered by the Department: *Provided further,* That vacancies occuring in the offices of the Government Comptrollers may not be reallocated to any other organization unless approved through reprograming procedures.

OFFICE OF WATER POLICY

For grants to State water resource research institutes as described in title I (except section 105), Public Law 95-467, $6,350,000, hereby transferred to "Surveys, Investigations, and Research", Geological Survey.

$6,350,000

CONSTRUCTION MANAGEMENT

For necessary expenses of the Office of Construction Management, $800,000.

800,000

OFFICE OF THE SECRETARY

(SPECIAL FOREIGN CURRENCY PROGRAM)

For payment in foreign currencies which the Treasury Department shall determine to be excess to the normal requirements of the United States, for necessary expenses of the Office of the Secretary as authorized by law, $420,000, to remain available until expended: *Provided,* That this appropriation shall be available, in addition to other appropriations, to such office for payments in the foregoing currencies (7 U.S.C. 1704).

420,000

ADMINISTRATIVE PROVISIONS

There is hereby authorized for acquisition from available resources within the Working Capital Fund, 5 additional aircraft, all of which may be from surplus: *Provided,* That no programs funded with appropriated funds may be augmented through the Working Capital Fund or the Consolidated Working Fund.

[*Total, Secretarial Offices, $87,915,000.*]

GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR

SEC. 101. Appropriations made in this title shall be available for expenditure or transfer (within each bureau or office), with the approval of the Secretary, for the emergency reconstruction, replacement, or repair of aircraft, buildings, utilities, or other facilities or equipment damaged or destroyed by fire, flood, storm, or other unavoidable causes: *Provided,* That no funds shall be made available under this authority until funds specifically made available to the Department of the Interior for emergencies shall have been exhausted.

SEC. 102. The Secretary may authorize the expenditure or transfer of any no year appropriation in this title, in addition to the amounts included in the budget programs of the several agencies, for the suppression or emergency prevention of forest or range fires on or threatening lands under jurisdiction of the Department of the Interior and for the emergency rehabilitation of burned-over lands under its jurisdiction and for emergency actions related to potential or actual earthquakes or volcanoes, and for emergency reclamation projects under section 410 of Public Law 95-87, and shall transfer, from any no year funds available, to the Office of Surface Mining such funds as may be necessary to permit assumption of regulatory authority in the event a primacy State is not carrying out the regulatory provisions of the Surface Mining Act, such funds to be replenished by a supplemental appropriation which must be requested as promptly as possible: *Provided,* That appropriations made in this title for fire suppression purposes shall be available for the payment of obligations incurred during the preceding fiscal year, and for reimbursement to other Federal agencies for destruction of vehicles, aircraft, or other equipment in connection with their use for fire suppression purposes, such reimbursement to be credited to appropriations currently available at the time of receipt thereof: *Provided further*, That no appropriations made in this title shall be available for acquisition of automatic data processing equipment, software, or services in excess of $1,000,000 systems life cost, without prior approval of the Secretary.

SEC. 103. Appropriations made in this title shall be available for operation of warehouses, garages, shops, and similar facilities, wherever consolidation of activities will contribute to efficiency or economy, and said appropriations shall be reimbursed for services rendered to any other activity in the same manner as authorized by sections 1535 and 1536 of title 31, U.S.C.: *Provided*, That reimbursements for costs and supplies, materials, equipment and for services rendered may be credited to the appropriation current at the time such reimbursements are received.

SEC. 104. Appropriations made to the Department of the Interior in this title shall be available for services as authorized by 5 U.S.C. 3109, when authorized by the Secretary, in total amount not to exceed $300,000; with not more than $15,000 to be paid to any one company or individual; hire, maintenance, and operation of aircraft; hire of passenger motor vehicles; purchase of reprints; payment for telephone service in private residences in the field, when authorized under regulations approved by the Secretary, and the payment of dues, when authorized by the Secretary, for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members.

SEC. 105. Appropriations available to the Department of the Interior for salaries and expenses shall be available for uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901-5902 and D.C. Code 4-204).

SEC. 106. Appropriations made in this title shall be available for obligation in connection with contracts issued by the General Services Administration for services or rentals for periods not in excess of twelve months beginning at any time during the fiscal year.

SEC. 107. No funds provided in this title may be expended by the Department of the Interior for the procurement, leasing, bidding, exploration, or development of lands within the Department of the Interior Central and Northern California Planning Area which lie north of the line between the row of blocks numbered N816 and the row of blocks numbered N817 of the Universal Transverse Mercator Grid System.

SEC. 108. No funds provided in this title may be expended by the Department of the Interior for the preparation for, or conduct of, pre-leasing and leasing activities (including but not limited to: calls for information, tract selection, notices of sale, receipt of bids and award of leases) of lands within:

(a) An area of the Outer Continental Shelf, as defined in section 2(a) of the Outer Continental Shelf Lands Act (43 U.S.C. 1331(a)), located in the Atlantic Ocean, bounded by the following line: from the intersection of the seaward limit of the Commonwealth of Massachusetts territorial sea and the 71 degree west longitude line south along that longitude line to its intersection with the line which passes between blocks 598 and 642 on Outer Continental Shelf protraction diagram NK 19-10; then along that line in an easterly direction to its intersection with the line between blocks 600 and 601 of protraction diagram NK 19-11; then in a northerly direction along that line to the intersection with the 60 meter isobath between blocks 204 and 205 of protraction diagram NK 19-11; then along the 60 meter isobath, starting in a roughly southeasterly direction; then turning roughly northeast, north, and west until such isobath intersects with the northern boundary of block 974 of protraction diagram NK 19-6; then along the line that lies between blocks 930 and 974 of protraction diagram NK 19-6 in a westerly direction to the first point of intersection with the seaward limit of the Commonwealth of Massachusetts territorial sea; then southwesterly along the seaward limit of the territorial sea to the point of beginning at the intersection of the seaward limit of the territorial sea and the 71 degrees west longitude line.

(b) The following blocks are excluded from the described area: In protraction diagram NK 19-10, blocks numbered 474 through 478, 516 through 524, 560 through 568, and 604 through 612; in protraction diagram NK 19-6, blocks numbered 969 through 971; in protraction diagram NK 19-5, blocks numbered 1005 through 1008; and in protraction diagram NK 19-8, blocks numbered 37 through 40, 80 through 84, 124 through 127, and 168 through 169.

(c) The following blocks are included in the described area: In protraction diagram NK 19-11, blocks numbered 633 through 644, 677 through 686, 721 through 724, 765 through 767, 809 through 810, and 853; in protraction diagram NK 19-9, blocks numbered 106, 150, 194, 238, 239, and 283; and in protraction diagram NK 19-6, blocks numbered 854, 899, 929, 943, 944, and 987.

(d) Blocks in and at the head of submarine canyons: An area of the Outer Continental Shelf, as defined in section 2(a) of the Outer Continental Shelf Lands Act (45 U.S.C. 1331(a)), located in the Atlantic Ocean off the coastline of the Commonwealth of Massachusetts, lying at the head of, or within the submarine canyons known as Atlantis Canyon, Veatch Canyon, Hydrographer Canyon, Welker Canyon, Oceanographer Canyon, Gilbert Canyon, Lydonia Canyon, Alvin Canyon, Powell Canyon, Munson Canyon, and Corsair Canyon, and consisting of the following blocks, respectively:

(1) On Outer Continental Shelf protraction diagram NJ 19-1; blocks 36, 37, 38, 42-44, 80-82, 86-88, 124, 125, 130-132, 168, 169, 174-176, 212, 213.

(2) On Outer Continental Shelf protraction diagram NJ 19-2; blocks 8, 9, 17-19, 51-52, 53, 54, 61-63, 95-98, 139, 140.

(3) On Outer Continental Shelf protraction diagram NK 19-10; blocks 916, 917, 921, 922, 960, 961, 965, 966, 1003-1005, 1009-1011.

(4) On Outer Continental Shelf protraction diagram NK 19-11; blocks 521, 522, 565, 566, 609, 610, 653-655, 697-700, 734, 735, 741-744, 769, 778-781, 785-788, 813, 814, 822-826, 829-831, 857, 858, 866-869, 873-875, 901, 902, 910-913, 917, 945-947, 955, 956, 979, 980, 989-991, 999.

(5) On Outer Continental Shelf protraction diagram NK 19-12; blocks 155, 156, 198, 199, 280-282, 324-326, 369-371, 401, 413-416, 442-446, 450, 451, 489-490, 494, 495, 530, 531, 533-540, 574, 575, 577-583, 618, 619, 621-623, 626, 627, 662, 663, 665-667, 671, 672, 706, 707, 710, 711, 750, 751, 754, 755, 794, 795, 798, 799.

(6) On Outer Continental Shelf protraction diagram NK 19-9; blocks 559-561, 603-607, 647-651, 693-695, 737-739.

(7) On Outer Continental Shelf protraction diagram NK 20-7; blocks 706, 750, 662, 618, 574.

(e) Nothing in this section shall prohibit the lease of that portion of any block described in subsection (d) above which lies outside the geographical boundaries of the submarine canyons and submarine canyon heads described in subsection (d) above: *Provided*, That for purposes of this subsection, the geographical boundaries of the submarine canyons and submarine canyon heads shall be those recognized by the National Oceanographic and Atmospheric Adminstration, Department of Commerce on the date of enactment of this Act.

(f) Nothing in this section shall prohibit the Secretary of the Interior from granting contracts for scientific study, the results of which could be used in making future leasing decisions in the planning area and in preparing environmental impact statements as required by the National Environmental Policy Act.

(g) References made to blocks, protraction diagrams and isobaths are to such blocks, protraction diagrams, and isobaths as they appear on the map entitled Outer Continental Shelf of the North Atlantic from 39° to 45° North Latitude, (Map No. MMS–10), prepared by the United States Department of the Interior, Minerals Management Service, Atlantic OCS Region.

SEC. 109. No funds provided in this title may be expended by the Department of the Interior for the leasing of the following areas located in the Eastern Gulf of Mexico Outer Continental Shelf:

(a) Blocks in an area commonly known as the seagrass beds included in Official Protraction Diagram NH 16-9, Apalachicola: 35, 36, 79-81, 122-125, 165-169, 209-213; Official Protraction Diagram NH 17-7, Gainesville: 1, 2, 45-47, 89-93, 133-138, 177-183, 225-227, 270-272, 315-317, 360-362, 404-406, 449-450, 493-495, 539, 583-585, 628-630, 672-675, 716-719, 760-764, 804-808, 850-853, 894-897, 938-941, 984-987; and Official Protraction Diagram 17-10, Tarpon Springs: 17-23, 61-67, 106-111, 150-155, 194-199, 239-244, 283-288, 328-332, 372-377, 416-421, 460-464, 505-508, 549-552, 593-596, 637-640, and 682;

(b) Blocks in an area commonly known as the Florida Middle Ground included in Official Protraction Diagram NH 16-12, Florida Middle Ground: 251, 295, 339-340, 342, 383-386, 427-430, 471-474, 515-518, and 560-561;

(c) Blocks in an area within the 20-meter isobath south of 26° N. latitude included in Official Protraction Diagram NG 17-7, Pulley Ridge: 37-43, 82-87, 126-131, 171-175, 215-219, 259-263, 303-307, 347-351, 392-395, 436-439, 480-483, 524-527, 568-571, 612-615, 656-659, 700-703, 744-747, 788-791, 833-835, 877-879, 921-923, 965-967, 1009-1011;

(d) All submerged lands within 30-nautical miles of the baseline from which the territorial sea is measured: *Provided*, That the western boundary of the area is a line extending south from the line dividing blocks 404 and 405 in Official Protraction Diagram NH 16-9, Apalachicola to a point 30-nautical miles from the baseline from which the territorial sea is measured. In addition, from the boundary between blocks 404 and 405 as described in the preceeding sentence, westerly to a line extending north and south dividing blocks 38 and 1 in Official Protraction Diagram NH 16-9, all submerged lands within 20-nautical miles of the baseline from which the territorial sea is measured. The limitation with regard to this subsection on the use of funds shall not apply if any State-owned tide or submerged lands within the area described in this subsection are now or are hereafter subject to sale or lease for the extraction of oil or gas from such State lands; and

(e) For those tracts offered for lease in Sale #79 which are located south of 26° N. latitude, the following lease stipulations shall apply:

(1) No exploratory drilling activities will be approved by the Department of the Interior until the Department of the Interior has accumulated 3 years worth of physical oceanographic and biological resource data; and

(2) Lessees will be required to perform biological surveys prior to approval and initiation of exploration or drilling operations and to work in cooperation with the Department of the Interior on the monitoring of any subsequent drilling activities.

SEC. 110. None of the funds appropriated or otherwise made available pursuant to this Act shall be obligated or expended to finance changing the name of the mountain located 63 degrees, 04 minutes, 15 seconds west, presently named and referred to as Mount McKinley.

SEC. 111. Notwithstanding any other provision of law, appropriations in this title shall be available to provide insurance on official motor vehicles, aircraft, and boats operated by the Department of the Interior in Canada and Mexico.

SEC. 112. None of the funds in this Act shall be expended for the sale or lease of coal on public lands, except for emergency leasing as defined in 43 CFR 3425.1-4, lease modifications as defined in 43 CFR 3432, and lease exchanges as defined in 43 CFR 3435 or as specified in Public Law 96-401, until the Commission on Fair Market Value Policy for Federal Coal Leasing has submitted its report to the Congress and ninety days have subsequently elapsed: *Provided,* That notwithstanding any other provision of this section, the following Federal coal maintenance tracts may be leased: the Paonia D Coal Bed Tract (not to exceed 5,000 acres), and the Colstrip Area C and Colstrip Maintenance Tract (not to exceed an aggregate total of 1,721 acres): *Provided further,* That the Paonia Tract may not be leased prior to February 1984, and the Colstrip tracts may not be leased prior to August 1984.

SEC. 113. No funds provided in this title may be expended by the Department of the Interior for the lease sale of tracts in Lease Sale numbered 80 within the following areas:

(1) an area of the Department of the Interior Southern California Planning Area bounded by the following line on the California (Lambert) Plane Coordinate System: From the point of intersection of the international boundary line between the United States and Mexico and the seaward boundary of the California State Tidelands west along said international boundary line to the point of intersection with the line between the row of blocks numbered 28 west and the row of blocks numbered 27 west; thence north to the northeast corner of block 20 north, 28 west; thence northwest to the southwest corner of block 29 north, 35 west; thence north along the line between the row of blocks numbered 36 west and the row of blocks numbered 35 west to its intersection with the seaward boundary of the California State Tidelands; thence easterly along the seaward boundary of the California State Tidelands to the point of beginning;

(2) a portion of the Department of the Interior Southern California Planning Area which lies both: (a) east of the line between the row of blocks numbered 53 west and the row of blocks numbered 52 west, and (b) north of the line between the row of blocks numbered 34 north and the row of blocks numbered 35 north, on the California (Lambert) Plane Coordinate System;

(3) the boundaries of the Channel Island National Marine Sanctuary, as defined by title 15, part 935.3 of the Code of Federal Regulations; and

(4) the boundaries of the Santa Barbara Channel Ecological Preserve and Buffer Zone, as defined by the Department of the Interior, Bureau of Land Management Public Land Order numbered 4587 (vol. 34, page 5655 Federal Register March 26, 1969).

This section shall not affect the authority of the Secretary of the Interior to approve any plan, or to grant any license or permit, which is restricted to scientific exploration or other scientific activities, or other preleasing activities necessary up to the point of sale.

SEC. 114. Notwithstanding the matching grant requirements of the provisions of section 6(f) of the Land and Water Conservation Fund Act, 16 U.S.C. 4601-8(f), funds appropriated to or expended by the Teton Disaster Relief Organization, are available for projects funded and authorized under the Land and Water Conservation Fund grant program.

SEC. 115. Notwithstanding section 507(b)(14) of the Surface Mining Control and Reclamation Act of 1977 (Public Law 95-87), cross-sections, maps or plans of land to be affected by an application for a surface mining and reclamation permit shall be prepared by or under the direction of a qualified registered professional engineer or geologist, or qualified registered professional land surveyor in any State which authorizes land surveyors to prepare and certify such maps or plans.

[Total, title I, Department of the Interior:

[New budget (obligational) authority	*$3,949,342,000.]*
[Appropriations, definite	*3,870,242,000.]*
[Appropriations, indefinte	*79,100,000.]*
[Liquidation of contract authority	*14,000,000.]*
[Limitation on direct loans	*13,075,000.]*
[Limitation on guaranteed loans	*19,000,000.]*

TITLE II—RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

FOREST RESEARCH

For necessary expenses of forest research as authorized by law, $108,555,000. $108,555,000

STATE AND PRIVATE FORESTRY

For necessary expenses of cooperating with, and providing technical and financial assistance to States, Territories, possessions, and others; and for forest pest management activities, $60,579,000, to remain available for obligation until expended, to carry out activities authorized in Public Law 95-313: *Provided,* That a grant of $3,000,000 shall be made to the State of Minnesota for the purposes authorized by section 6 of Public Law 95-495. 60,579,000

NATIONAL FOREST SYSTEM

For necessary expenses of the Forest Service, not otherwise provided for, for management, protection, improvement, and utilization of the National Forest System, and for liquidation of obligations incurred in the preceding fiscal year for forest fire protection and emergency rehabilitation, including administrative expenses associated with the management of funds provided under the heads "Forest Research", "State and Private Forestry", "National Forest System", "Construction", and "Land Acquisition", and not less than $3,300,000 for high priority projects within the scope of the approved budget which shall be carried out by Youth Conservation Corps as if authorized by the Act of August 13, 1970, as amended by Public Law 93-408, $888,506,000. 888,506,000

CONSTRUCTION

For necessary expenses of the Forest Service, not otherwise provided for, for construction, $251,724,000, to remain available until expended, of which $23,867,000 is for construction and acquisition of buildings and other facilities; and $227,857,000 is for construction of forest roads and trails by the Forest Service as authorized by 16 U.S.C. 532-538 and 23 U.S.C. 101 and 205: *Provided,* That funds becoming available in fiscal year 1984 under the Act of March 4, 1913 (16 U.S.C. 501), shall be transferred to the General Fund of the Treasury of the United States: *Provided further,* That no more than $240,000,000, to remain available without fiscal year limitation, shall be obligated for the construction of forest roads by timber purchasers.

$251,724,000

[1] *(−40,818,000)*
(indefinite)

[2] *(240,000,000)*
(indefinite)

LAND ACQUISITION

For expenses necessary to carry out the provisions of the Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C. 4601-4-11), including administrative expenses, and for acquisition of land or waters, or interest therein, in accordance with statutory authority applicable to the Forest Service, $38,552,000, to be derived from the Land and Water Conservation Fund, to remain available until expended.

38,552,000

ACQUISITION OF LANDS FOR NATIONAL FORESTS, SPECIAL ACTS

For acquisition of land within the exterior boundaries of the Cache National Forest, Utah; Uinta and Wasatch National Forests, Utah; Toiyabe National Forest, Nevada; Angeles National Forest, California; and San Bernardino and Cleveland National Forests, California, as authorized by law, $780,000, to be derived from forest receipts.

780,000

ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

For acquisition of lands in accordance with the Act of December 4, 1967 (16 U.S.C. 484a), all funds deposited by public school authorities pursuant to that Act, to remain available until expended.

20,000
(indefinite)

RANGE BETTERMENT FUND

For necessary expenses of range rehabilitation, protection, and improvement in accordance with section 401(b)(1), of the Act of October 21, 1976, Public Law 94-579, as amended, 50 per centum of all moneys received during the prior fiscal year, as fees for grazing domestic livestock on lands in National Forests in the sixteen Western States, to remain available until expended.

5,200,000
(indefinite)

MISCELLANEOUS TRUST FUNDS

For expenses authorized by 16 U.S.C. 1643(b), $90,000, to remain available until expended, to be derived from the fund established pursuant to 16 U.S.C. 1643(b).

90,000

ADMINISTRATIVE PROVISIONS, FOREST SERVICE

Appropriations to the Forest Service for the current fiscal year shall be available for: (a) purchase of not to exceed 201 passenger motor vehicles of which 3 will be used primarily for law enforcement purposes and of which 189 shall be for replacement only, acquisition of 217 passenger motor vehicles from excess sources, and hire of such vehicles; operation and maintenance of aircraft, the purchase of not to exceed 4 for replacement only, and acquisition of 49 aircraft from excess sources; (b) services pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed $100,000 for employment under 5 U.S.C. 3109; (c) uniform allowances for each uniformed employee of the United States Forest Service, not in excess of $400 annually; (d) purchase, erection, and alteration of buildings and other public improvements (7 U.S.C. 2250); (e) acquisition of land, waters, and interests therein, pursuant to the Act of August 3, 1956 (7 U.S.C. 428a); and (f) for expenses pursuant to the Volunteers in the National Forest Act of 1972 (16 U.S.C. 558a, 558d, 558a note).

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[1] Fiscal year 1984 Timber receipts transferred to general fund of the Treasury.
[2] Timber purchaser credits.

None of the funds made available under this Act shall be obligated or expended to change the boundaries of any region, to abolish any region, to move or close any regional office for research, State and private forestry, and National Forest System administration of the Forest Service, Department of Agriculture, without the consent of the House and Senate Committees on Appropriations and the Committee on Agriculture, Nutrition, and Forestry in the United States Senate and the Committee on Agriculture in the United States House of Representatives.

None of the funds made available under this Act shall be obligated or expended to adjust annual recreational residence fees to an amount greater than that annual fee in effect at the time of the next to last fee adjustment, plus 50 per centum. In those cases where the currently applicable annual recreational residence fee exceeds that adjusted amount, the Forest Service shall credit to the permittee that excess amount, times the number of years that that fee has been in effect, to offset future fees owed to the Forest Service.

Any appropriations or funds available to the Forest Service may be advanced to the National Forest System appropriation for the emergency rehabilitation of burned-over lands under its jurisdiction.

Appropriations and funds available to the Forest Service shall be available to comply with the requirements of section 313(a) of the Federal Water Pollution Control Act, as amended (33 U.S.C. 1323(a)).

The appropriation structure for the Forest Service may not be altered without advance approval of the House and Senate Committees on Appropriations.

Funds appropriated to the Forest Service shall be available for assistance to or through the Agency for International Development and the Office of International Cooperation and Development in connection with forest and rangeland research and technical information and assistance in foreign countries.

Funds previously appropriated for timber salvage sales may be recovered from receipts deposited for use by the applicable national forest and credited to the Forest Service Permanent Appropriations to be expended for timber salvage sales from any national forest.

Provisions of section 702(b) of the Department of Agriculture Organic Act of 1944 (7 U.S.C. 2257) shall apply to appropriations available to the Forest Service only to the extent that the proposed transfer is approved by the House and Senate Committees on Appropriations in compliance with the reprograming procedures contained in House Report 97-942.

No funds appropriated to the Forest Service shall be transferred to the Working Capital Fund of the Department of Agriculture without the approval of the Chief of the Forest Service.

[*Total, Forest Service, $1,354,006,000.*]

DEPARTMENT OF ENERGY

ALTERNATIVE FUELS PRODUCTION

The Secretary of Energy shall, utilizing the funds remaining for project feasibility development studies appropriated under this head in Public Law 96-126 (93 Stat. 970 (1979)), use up to $200,000 to conduct a feasibility study of an alternative fuels wood pellet gasifier facility located near Sandpoint, Idaho: *Provided*, That the Secretary of Energy shall, utilizing $33,027.79 of the funds remaining for Project Development Feasibility Studies appropriated under this head in Public Law 96-126 (93 Stat. 970 (1979)), reimburse consultants who provided services reviewing grant applications to the Office of Alcohol Fuels within the Department of Energy in 1980.

FOSSIL ENERGY RESEARCH AND DEVELOPMENT

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses in carrying out fossil energy research and development activities, under the authority of the Department of Energy Organization Act (Public Law 95-91), including the acquisition of interest, including defeasible and equitable interests in any real property or any facility or for plant or facility acquisition or expansion, $259,214,000, to remain available until expended, and $26,000,000 to be derived by transfer from unobligated balances in the fossil energy construction account, and $13,000,000 to be derived by transfer from the account in Public Law 96-126 (93 Stat. 970 (1979)) entitled "Alternative Fuels Production", and $3,040,000 to be derived by transfer from amounts derived from fees for guarantees of obligations collected pursuant to section 19 of the Federal Nonnuclear Energy Research and Development Act of 1974, as amended (42 U.S.C. 5919), and deposited in the Energy Security Reserve established by Public Law 96-126: *Provided*, That no part of the sum herein made available shall be used for the field testing of nuclear explosives in the recovery of oil and gas: *Provided further*, That $30,000,000 of the amount provided above is to continue the development of magnetohydrodynamics technology and may not be used to terminate magnetohydrodynamics program activities: *Provided further*, That out of any money in the Treasury not otherwise appropriated, an additional $15,000,000 is to be made available on October 1, 1984, and an additional $15,000,000 is to be made available on October 1, 1985, such sums to remain available until expended, for a project to be carried out under the administrative and technical direction of the Tennessee Valley Authority, in cooperation with the Commonwealth of Kentucky and other entities, involving the planning, designing, constructing, operating, and testing of a demonstration facility near Paducah, Kentucky, for the generation of electricity from coal using an atmospheric fluidized bed combustion process.

$259,214,000
26,000,000
(by transfer)
13,000,000
(by transfer)

NAVAL PETROLEUM AND OIL SHALE RESERVES

For necessary expenses in carrying out naval petroleum and oil shale reserves activities, including the purchase of not to exceed 3 passenger motor vehicles, $256,600,000, to remain available until expended.

256,600,000

ENERGY CONSERVATION

For necessary expenses in carrying out energy conservation activities, $431,131,000, to remain available until expended: *Provided*, That the funds for low-income weatherization activities appropriated under this Act shall be expended according to the regulations pertaining to the maximum allowable expenditures per dwelling unit which were in effect on October 1, 1982, and to the regulations pertaining to priority in providing weatherization assistance which were in effect on October 1, 1982: *Provided further*, That $33,100,000 shall be transferred to the Administrator, National Aeronautics and Space Administration for program management of the advanced automobile propulsion systems development program and the heavy duty transport program established in Public Law 95-238: *Provided further*, That for the base State Energy Conservation Program (Part

431,131,000

D of the Energy Policy and Conservation Act, section 361 through 366), each State will match in cash or in kind not less than 20 percent of the Federal contribution: *Provided further,* That $7,000,000 of the sum provided under this head shall be made available for research, development, and demonstration of a process to produce steel by direct strip casting, with the provision that the United States Treasury will be repaid up to double the total Federal expenditure for such process from proceeds to the participant from the commercial sale, lease, manufacture, or use of such process.

ECONOMIC REGULATION

For necessary expenses in carrying out the activities of the Economic Regulatory Administration, the Office of Hearings and Appeals and emergency preparedness activities, $30,330,000. $30,330,000

STRATEGIC PETROLEUM RESERVE

For expenses necessary to carry out the provisions of sections 151 through 166 of the Energy Policy and Conservation Act of 1975 (Public Law 94-163), $158,770,000, to remain available until expended. 158,770,000

SPR PETROLEUM ACCOUNT

The aggregate amount that may be obligated under section 167 of the Energy Policy and Conservation Act of 1975 (Public Law 94-163), as amended by the Omnibus Budget Reconciliation Act of 1981 (Public Law 97-35), for the acquisition and transportation of petroleum, and for other necessary expenses, is $650,000,000, in addition to authority provided in fiscal years 1982 and 1983, to remain available until expended: *Provided,* That the minimum required fill rate during fiscal year 1984 shall be not less than 186,000 barrels per day. *650,000,000 (off-budget)*

ENERGY INFORMATION ADMINISTRATION

For necessary expenses in carrying out the activities of the Energy Information Administration, $55,870,000. 55,870,000

ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

Appropriations under this Act for the current fiscal year shall be available for hire of passenger motor vehicles; hire, maintenance, and operation of aircraft; purchase, repair, and cleaning of uniforms; and reimbursement to the General Services Administration for security guard services.

From this appropriation, transfers of sums may be made to other agencies of the Government for the performance of work for which the appropriation is made.

None of the funds made available to the Department of Energy under this Act shall be used to implement or finance authorized price support or loan guarantee programs unless specific provision is made for such programs in an appropriations Act.

The Secretary is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, private, or foreign: *Provided,* That (1) revenues received from the sale of any products produced in facilities other than demonstration plants operated as part of Department of Energy programs appropriated under this Act shall be covered into the Treasury as miscellaneous receipts; and (2) revenues and other moneys received by or for the account of the Department of Energy or otherwise generated by sale of products in connection with demonstration plant projects of the Department appropriated under this Act may be retained by the Secretary of Energy, to be available until expended, and used only for plant construction, operation, costs, and payments to cost-sharing entities as provided in appropriate cost-sharing contracts or agreements: *Provided further,* That the remainder of revenues after the making of such payments shall be covered into the Treasury as miscellaneous receipts: *Provided further,* That any contract, agreement or provision thereof entered into by the Secretary pursuant to this authority shall be submitted to the Senate Committee on Appropriations and the House Committee on Appropriations and a period of thirty days shall elapse while Congress is in session (in computing the thirty days, there shall be excluded the days on which either the Senate or the House is not in session because of adjournment for more than three days) before the contract, agreement or provision thereof shall become effective, except that such committees, after having received the proposed contract, agreement or provision thereof, may, by separate resolutions in writing, waive the condition of all or any portion of such thirty-day period.

Where the Secretary has the legal authority under other provisions of law, including other provisions of this Act, to undertake projects for the design, construction, or operation of Government-owned facilities for developing or demonstrating the conversion of coal into gaseous, liquid, or solid hydrocarbon products, the Secretary may use the authority contained in Public Law 85-804 (50 U.S.C. 1431-1435), with respect to such contracts or agreements for or related to such projects: *Provided,* That any contract, agreement, or provision thereof entered into by the Secretary using the authority of Public Law 85-804 shall be submitted to the Senate Committee on Appropriations and the House Committee on Appropriations and a period of thirty days shall elapse while Congress is in session (in computing the thirty days, there shall be excluded the days on which either the Senate or the House is not in session because of adjournment for more than three days) before the contract, agreement or provision thereof shall become effective, except that such committees, after having received the proposed contract, agreement or provision thereof, may, by separate resolutions in writing, waive the condition of all or any portion of such thirty-day period. The notification required herein shall be in lieu of the notification requirements of Public Law 85-804.

[*Total, Department of Energy, $1,191,915,000.*]

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH SERVICES ADMINISTRATION

INDIAN HEALTH SERVICES

For expenses necessary to carry out the Act of August 5, 1954 (68 Stat. 674), the Indian Self-Determination Act, the Indian Health Care Improvement Act, and titles III and V and section 757 of the Public Health Service Act with respect to the Indian Health Service, including hire of passenger motor vehicles and aircraft; purchase of reprints; purchase and erection of portable buildings; payments for telephone service in private residences in the field, when authorized under regulations approved by the Secretary, $770,408,000: *Provided,* That funds made available to tribes and tribal organizations through grants and contracts authorized by the Indian Self-Determination and Education Assistance Act of 1975 (88 Stat. 2203; 25 U.S.C. 450), shall remain available until September 30, 1985. Funds provided in this Act may be used for one-year contracts and grants which are to be performed in two fiscal years, so long as the total obligation is recorded in the year for which the funds are appropriated: *Provided further,* That the amounts collected by the Secretary of Health and Human Services under the authority of title IV of the $770,408,000

Indian Health Care Improvement Act shall be available until September 30, 1985, for the purpose of achieving compliance with the applicable conditions and requirements of title XVIII and XIX of the Social Security Act (exclusive of planning, design, construction of new facilities, or major renovation of existing Indian Health Service facilities): *Provided further*, That funding contained herein, and in any earlier appropriations Act, for scholarship programs under section 103 of the Indian Health Care Improvement Act and section 757 of the Public Health Service Act shall remain available for expenditure until September 30, 1985.

INDIAN HEALTH FACILITIES

For construction, major repair, improvement, and equipment of health and related auxiliary facilities, including quarters for personnel; preparation of plans, specifications, and drawings; acquisition of sites, purchase and erection of portable buildings, purchase of trailers and for provision of domestic and community sanitation facilities for Indians, as authorized by section 7 of the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian Self-Determination Act and the Indian Health Care Improvement Act, $53,595,000, to remain available until expended. $53,595,000

ADMINISTRATIVE PROVISIONS, HEALTH SERVICES ADMINISTRATION

Appropriations in this Act to the Health Services Administration, available for salaries and expenses, shall be available for services as authorized by 5 U.S.C. 3109 but at rates not to exceed the per diem equivalent to the rate for GS–18, for uniforms or allowances therefor as authorized by law (5 U.S.C. 5901–5902), and for expenses of attendance at meetings which are concerned with the functions or activities for which the appropriation is made or which will contribute to improved conduct, supervision, or management of those functions or activities: *Provided*, That none of the funds appropriated under this Act to the Indian Health Service shall be available for the initial lease of permanent structures without advance provision therefor in appropriations Acts: *Provided further*, That non-Indian patients may be extended health care at all Indian Health Service facilities, if such care can be extended without impairing the ability of the Indian Health Service to fulfill its responsibility to provide health care to Indians served by such facilities and subject to such reasonable charges as the Secretary of Health and Human Services shall prescribe, the proceeds of which shall be deposited in the fund established by sections 401 and 402 of the Indian Health Care Improvement Act: *Provided further*, That funds appropriated to the Indian Health Service in this Act, except those used for administrative and program direction purposes, shall not be subject to limitations directed at curtailing Federal travel and transportation: *Provided further*, That with the exception of service units which currently have a billing policy, the Indian Health Service shall not initiate any further action to bill Indians in order to collect from third-party payers nor to charge those Indians who may have the economic means to pay unless and until such time as Congress has agreed upon a specific policy to do so and has directed the IHS to implement such a policy: *Provided further*, That section 3372(a) of title 5, United States Code, is amended by adding a new sentence at the end to read:

> "In the case of assignments made to Indian tribes or tribal organizations as defined in section 3371(2)(C) of this subchapter, the head of an executive agency may extend the period of assignment for any period of time where it is determined that this will continue to benefit both the executive agency and the Indian tribe or tribal organization.".

[*Total, Indian Health, $824,003,000.*]

DEPARTMENT OF EDUCATION

Office of Elementary and Secondary Education

INDIAN EDUCATION

For carrying out, to the extent not otherwise provided, Part A ($50,900,000), and Parts B and C ($15,000,000) of the Indian Education Act, and the General Education Provisions Act, $68,780,000. $68,780,000

OTHER RELATED AGENCIES

Navajo and Hopi Indian Relocation Commission

SALARIES AND EXPENSES

For necessary expenses of the Navajo and Hopi Indian Relocation Commission as authorized by Public Law 93-531, $18,783,000, to remain available until expended, for operating expenses of the Commission. 18,783,000

Smithsonian Institution

SALARIES AND EXPENSES

For necessary expenses of the Smithsonian Institution, including research in the fields of art, science, and history; development, preservation, and documentation of the National Collections; presentation of public exhibits and performances; collection, preparation, dissemination, and exchange of information and publications; conduct of education, training, and museum assistance programs; maintenance, alteration, operation, lease (for terms not to exceed ten years), and protection of buildings, facilities, and approaches; not to exceed $100,000 for services as authorized by 5 U.S.C. 3109; up to 3 replacement passenger vehicles; purchase, rental, repair, and cleaning of uniforms for employees; $155,263,000, including not less than $786,000 to carry out the provisions of the National Museum Act and $500,000 to be made available to the trustees of the John F. Kennedy Center for the Performing Arts for payment to the National Symphony Orchestra and $500,000 for payment to the Washington Opera Society for activities related to their responsibilities as resident entities of the Center: *Provided*, That funds appropriated herein are available for advance payments to independent contractors performing research services or participating in official Smithsonian presentations: *Provided further*, That none of these funds shall be available to a Smithsonian Research Foundation. 155,263,000

MUSEUM PROGRAMS AND RELATED RESEARCH

(SPECIAL FOREIGN CURRENCY PROGRAM)

For payments in foreign currencies which the Treasury Department shall determine to be excess to the normal requirements of the United States, for necessary expenses for carrying out museum programs, scientific and cultural research, and related educational activities, as authorized by law, $7,040,000, to remain available until expended and to be available only to United States institutions: *Provided*, That this appropriation shall be available, in addition to other appropriations to the Smithsonian Institution, for payments in the foregoing currencies: *Provided further*, That none of these funds shall be available to a Smithsonian Research Foundation: *Provided further*, That not to exceed $500,000 may be used to make grant awards to employees of the Smithsonian Institution. 7,040,000

CONSTRUCTION AND IMPROVEMENTS, NATIONAL ZOOLOGICAL PARK

For necessary expenses of planning, construction, remodeling, and equipping of buildings and facilities at the National Zoological Park, by contract or otherwise, $3,500,000, to remain available until expended. $3,500,000

RESTORATION AND RENOVATION OF BUILDINGS

For necessary expenses of restoration and renovation of buildings owned or occupied by the Smithsonian Institution, by contract or otherwise, as authorized by section 2 of the Act of August 22, 1949 (63 Stat. 623), including not to exceed $10,000 for services as authorized by 5 U.S.C. 3109, $9,000,000, to remain available until expended: 9,000,000 *Provided*, That contracts awarded for environmental systems, protection systems, and exterior repair or renovation of buildings of the Smithsonian Institution may be negotiated with selected contractors and awarded on the basis of contractor qualifications as well as price.

CONSTRUCTION

(RESCISSION)

Of the funds appropriated pursuant to section 119 of Public Law 97-276, $8,000,000 is hereby rescinded. −8,000,000 *(rescission)*

SALARIES AND EXPENSES, NATIONAL GALLERY OF ART

For the upkeep and operations of the National Gallery of Art, the protection and care of the works of art therein, and administrative expenses incident thereto, as authorized by the Act of March 24, 1937 (50 Stat. 51), as amended by the public resolution of April 13, 1939 (Public Resolution 9, Seventy-sixth Congress), including services as authorized by 5 U.S.C. 3109; payment in advance when authorized by the treasurer of the Gallery for membership in library, museum, and art associations or societies whose publications or services are available to members only, or to members at a price lower than to the general public; purchase, repair, and cleaning of uniforms for guards, and uniforms, or allowances therefor, for other employees as authorized by law (5 U.S.C. 5901–5902); purchase, or rental of devices and services for protecting buildings and contents thereof, and maintenance, alteration, improvement, and repair of buildings, approaches, and grounds; and not to exceed $100,000 for restoration and repair of works of art for the National Gallery of Art by contracts made, without advertising, with individuals, firms, or organizations at such rates or prices and under such terms and conditions as the Gallery may deem proper, $34,389,000, of which 34,389,000 not to exceed $4,250,000 for the repair, renovation, and restoration program of the original West Building shall remain available until expended, and of which not to exceed $1,360,000 for the special exhibition program shall remain available until expended: *Provided*, That contracts awarded for environmental systems, protection systems, and exterior repair or renovation of buildings of the National Gallery of Art may be negotiated with selected contractors and awarded on the basis of contractor qualifications as well as price.

SALARIES AND EXPENSES, WOODROW WILSON INTERNATIONAL CENTER FOR SCHOLARS

For expenses necessary in carrying out the provisions of the Woodrow Wilson Memorial Act of 1968 (82 Stat. 1356), including hire of passenger vehicles and services as authorized by 5 U.S.C. 3109, $2,568,000. 2,568,000

[*Total, Smithsonian Institution (net), $203,760,000.*]

National Foundation on the Arts and the Humanities

National Endowment for the Arts

SALARIES AND EXPENSES

For necessary expenses to carry out the National Foundation on the Arts and Humanities Act of 1965, as amended, $132,000,000 of which $118,900,000 shall be available to the National Endowment for the Arts for the support of projects and productions in the arts through assistance to groups and individuals pursuant to section 5(c) of the Act, of which not less than 20 per centum of the funds provided for section 5(c) shall be available for assistance pursuant to section 5(g) of the Act, and $13,100,000 shall be available for administering the functions of the Act.

$132,000,000

MATCHING GRANTS

To carry out the provisions of section 10(a)(2) of the National Foundation on the Arts and the Humanities Act of 1965, as amended, $30,000,000, to remain available until September 30, 1985, to the National Endowment for the Arts, of which $21,000,000 shall be available for purposes of section 5(1): *Provided,* That this appropriation shall be available for obligation only in such amounts as may be equal to the total amounts of gifts, bequests, and devises of money, and other property accepted by the Chairman or by grantees of the Endowment under the provisions of section 10(a)(2), subsections 11(a)(2)(A) and 11(a)(3)(A) during the current and preceding fiscal years for which equal amounts have not previously been appropriated.

30,000,000
(*indefinite*)

[*Total, National Endowment for the Arts, $162,000,000.*]

National Endowment for the Humanities

SALARIES AND EXPENSES

For necessary expenses to carry out the National Foundation on the Arts and the Humanities Act of 1965, as amended, $110,500,000 of which $97,750,000 shall be available to the National Endowment for the Humanities for support of activities in the humanities, pursuant to section 7(c) of the Act, of which not less than 20 per centum shall be available for assistance pursuant to section 7(f) of the Act, and $12,750,000 shall be available for administering the functions of the Act.

110,500,000

MATCHING GRANTS

To carry out the provisions of section 10(a)(2) of the National Foundation on the Arts and the Humanities Act of 1965, as amended, $29,500,000, to remain available until September 30, 1985, of which $18,000,000 shall be available to the National Endowment for the Humanities for the purposes of section 7(h): *Provided,* That this appropriation shall be available for obligation only in such amounts as may be equal to the total amounts of gifts, bequests, and devises of money, and other property accepted by the Chairman or by grantees of the Endowment under the provisions of subsections 11(a)(2)(B) and 11(a)(3)(B) during the current and preceding fiscal years, for which equal amounts have not previously been appropriated.

29,500,000
(*indefinite*)

[*Total, National Endowment for the Humanities, $140,000,000.*]

INSTITUTE OF MUSEUM SERVICES

For carrying out title II of the Arts, Humanities, and Cultural Affairs Act of 1976, as amended, $20,150,000: *Provided*, That none of these funds shall be available for the compensation of Executive Level V or higher positions: *Provided further*, That regulations of the Institute shall require (1) an appeal process for applications rejected because of technical deficiency, (2) reconsideration of applications upon receipt of materials in a timely manner if the application was rejected because material did not accompany the application, and (3) waivers of certain records under circumstances which would require such waivers: *Provided further*, That no regulations may be established that prohibit grants to any institution which is a recipient of a challenge grant from either the National Endowment for the Arts or the National Endowment for the Humanities. $20,150,000

ADMINISTRATIVE PROVISIONS

None of the funds appropriated to the National Foundation on the Arts and the Humanities may be used to process any grant or contract documents which do not include the text of 18 U.S.C. 1913: *Provided*, That hereafter persons serving on the National Council on the Arts, the National Council on the Humanities, and the Museum Services Board shall continue serving until their successors are qualified for office: *Provided further*, That none of the funds appropriated to the National Foundation on the Arts and the Humanities may be used for official reception and representation expenses.

[*Total, National Foundation on the Arts and Humanities, $322,150,000.*]

COMMISSION OF FINE ARTS

SALARIES AND EXPENSES

For expenses made necessary by the Act establishing a Commission of Fine Arts (40 U.S.C. 104), $340,000. 340,000

ADVISORY COUNCIL ON HISTORIC PRESERVATION

SALARIES AND EXPENSES

For expenses made necessary by the Act establishing an Advisory Council on Historic Preservation, Public Law 94-422, $1,546,000: *Provided*, That none of these funds shall be available for the compensation of Executive Level V or higher positions. 1,546,000

NATIONAL CAPITAL PLANNING COMMISSION

SALARIES AND EXPENSES

For necessary expenses, as authorized by the National Capital Planning Act of 1952 (40 U.S.C. 71i), including services as authorized by 5 U.S.C. 3109; and uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901-5902), $2,447,000. 2,447,000

FRANKLIN DELANO ROOSEVELT MEMORIAL COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Franklin Delano Roosevelt Memorial Commission, established by the Act of August 11, 1955 (69 Stat. 694), as amended by Public Law 92-332 (86 Stat. 401), $20,000 to remain available for obligation until September 30, 1985. 20,000

PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION

SALARIES AND EXPENSES

For necessary expenses, as authorized by section 17(a) of Public Law 92-578, as amended, $2,275,000 for operating and administrative expenses of the Corporation. $2,275,000

PUBLIC DEVELOPMENT

For public development activities and projects in accordance with the development plan as authorized by section 17(b) of Public Law 92-578, as amended, $9,600,000 to remain available for obligation until expended. 9,600,000

[*Total, Pennsylvania Avenue Development Corporation, $11,875,000.*]

FEDERAL INSPECTOR FOR THE ALASKA GAS PIPELINE

PERMITTING AND ENFORCEMENT

For necessary expenses of the Federal Inspector for the Alaska Gas Pipeline, $2,963,000, of which not to exceed $1,000 may be used for official reception and representation expenses. 2,963,000

UNITED STATES HOLOCAUST MEMORIAL COUNCIL

HOLOCAUST MEMORIAL COUNCIL

For expenses of the Holocaust Memorial Council, as authorized by Public Law 96-388, $1,853,000. 1,853,000

[*Total, title II, Related Agencies:*

[*New budget (obligational) authority (net)*	*$4,004,441,000.*]
[*Appropriations, definite*	*3,947,721,000.*]
[*Appropriations, indefinite*	*64,720,000.*]
[*Rescission*	*−8,000,000.*]
[*By transfer*	*39,000,000.*]
[*Timber receipt transfer to general fund, indefinite*	*−40,818,000.*]
[*Timber purchaser credits, indefinite*	*240,000,000.*]
[*Off-budget, SPR Petroleum Account*	*650,000,000.*]

TITLE III—GENERAL PROVISIONS

SEC. 301. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive Order issued pursuant to existing law.

SEC. 302. No part of any appropriation under this Act shall be available to the Secretaries of the Interior and Agriculture for use for any sale hereafter made of unprocessed timber from Federal lands west of the 100th meridian in the contiguous 48 States which will be exported from the United States, or which will be used as a substitute for timber from private lands which is exported by the purchaser: *Provided*, That this limitation shall not apply to specific quantities of grades and species of timber which said Secretaries determine are surplus to domestic lumber and plywood manufacturing needs.

SEC. 303. No part of any appropriation under this Act shall be available to the Secretary of the Interior or the Secretary of Agriculture for the leasing of oil and natural gas by noncompetitive bidding on publicly owned lands within the boundaries of the Shawnee

National Forest, Illinois: *Provided,* That nothing herein is intended to inhibit or otherwise affect the sale, lease, or right to access to minerals owned by private individuals.

SEC. 304. No part of any appropriation contained in this Act shall be available for any activity or the publication or distribution of literature that in any way tends to promote public support or opposition to any legislative proposal on which congressional action is not complete.

SEC. 305. No funds appropriated by this Act shall be available for the implementation or enforcement of any rule or regulation of the United States Fish and Wildlife Service, Department of the Interior, requiring the use of steel shot in connection with the hunting of waterfowl in any State of the United States unless the appropriate State regulatory authority approves such implementation and enforcement.

SEC. 306. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 307. None of the funds provided in this Act to any department or agency shall be obligated or expended to provide a personal cook, chauffeur, or other personal servants to any officer or employee of such department or agency.

SEC. 308. Except for lands described by sections 105 and 106 of Public Law 96-560, section 103 of Public Law 96-550, section 5(d)(1) of Public Law 96-312, and except for land in the State of Alaska, and lands in the national forest system released to management for any use the Secretary of Agriculture deems appropriate through the land management planning process by any statement or other Act of Congress designating components of the National Wilderness Preservation System now in effect or hereinafter enacted, and except to carry out the obligations and responsibilities of the Secretary of the Interior under section 17(k)(1) (A) and (B) of the Mineral Leasing Act of 1920 (30 U.S.C. 226), none of the funds provided in this Act shall be obligated for any aspect of the processing or issuance of permits or leases pertaining to exploration for or development of coal, oil, gas, oil shale, phosphate, potassium, sulphur, gilsonite, or geothermal resources on Federal lands within any component of the National Wilderness Preservation System or within any Forest Service RARE II areas recommended for wilderness designation or allocated to further planning in Executive Communication 1504, Ninety-sixth Congress (House Document numbered 96-119); or within any lands designated by Congress as wilderness study areas or within Bureau of Land Management wilderness study areas: *Provided,* That nothing in this section shall prohibit the expenditure of funds for any aspect of the processing or issuance of permits pertaining to exploration for or development of the mineral resources described in this section, within any component of the National Wilderness Preservation System now in effect or hereinafter enacted, any Forest Service RARE II areas recommended for wilderness designation or allocated to further planning, within any lands designated by Congress as wilderness study areas, or Bureau of Land Management wilderness study areas, under valid existing rights, or leases validly issued in accordance with all applicable Federal, State, and local laws or valid mineral rights in existence prior to October 1, 1982: *Provided further,* That funds provided in this Act may be used by the Secretary of Agriculture in any area of National Forest lands or the Secretary of the Interior to issue under their existing authority in any area of National Forest or public lands withdrawn pursuant to this Act such permits as may be necessary to conduct prospecting, seismic surveys, and core sampling conducted by helicopter or other means not requiring construction of roads or improvement of existing roads or ways, for the purpose of gathering information about and inventorying energy, mineral, and other resource values of such area, if such activity is carried out in a manner compatible with the preservation of the wilderness environment: *Provided further*, That seismic activities involving the use of explosives shall not be permitted in designated wilderness areas: *Provided further*, That funds provided in this Act may be used by the Secretary of the Interior to augment recurring surveys of the mineral values of wilderness areas pursuant to section 4(d)(2) of the Wilderness Act and acquire information on other national forest and public land areas withdrawn pursuant to this Act, by conducting, in conjunction with the Secretary of Energy, the national laboratories, or other Federal agencies, as appropriate, such mineral inventories of areas withdrawn pursuant to this Act as he deems appropriate. These inventories shall be conducted in a manner compatible with the preservation of the wilderness environment through the use of methods including core sampling conducted by helicopter; geophysical techniques such as induced polarization, synthetic aperture radar, magnetic and gravity surveys; geochemical techniques including stream sediment reconnaissance and X-ray diffraction analysis; land satellites; or any other methods he deems appropriate. The Secretary of the Interior is hereby authorized to conduct inventories or segments of inventories, such as data analysis activities, by contract with private entities deemed by him to be qualified to engage in such activities whenever he has determined that such contracts would decrease Federal expenditures and would produce comparable or superior results: *Provided further*, That in carrying out any such inventory or surveys, where National Forest System lands are involved, the Secretary of the Interior shall consult with the Secretary of Agriculture concerning any activities affecting surface resources: *Provided further*, That funds provided in this Act may be used by the Secretary of the Interior to issue oil and gas leases for the subsurface of national forest or public land wilderness areas, or any lands designated by Congress as wilderness study areas, that are immediately adjacent to producing oil and gas fields or areas that are prospectively valuable. Such leases shall allow no surface occupancy and may be entered only by directional drilling from outside the wilderness or other nonsurface disturbing methods.

SEC. 309. None of the funds provided in this Act shall be used to evaluate, consider, process or award oil, gas or geothermal leases on Federal lands in the Mount Baker-Snoqualmie National Forest, State of Washington, within the hydrographic boundaries of the Cedar River municipal watershed upstream of river mile 21.6, the Green River municipal watershed upstream of river mile 61.0, the North Fork of the Tolt River proposed municipal watershed upstream of river mile 11.7 and the South Fork Tolt River municipal watershed upstream of river mile 8.4.

SEC. 310. No assessments may be levied against any program, budget activity, subactivity, or project funded by this Act unless such assessments and the basis therefor are presented to the Committees on Appropriations and are approved by such committees.

SEC. 311. Employment funded by this Act shall not be subject to any personnel ceiling or other personnel restriction for permanent or other than permanent employment except as provided by law.

SEC. 312. Funds provided for land acquisition in this Act may not be used to acquire lands for more than the approved appraised value (as addressed in section 301(3) of Public Law 91-646) except for condemnations and declarations of taking, without the written approval of the Committees on Appropriations.

SEC. 313. Notwithstanding any other provisions of law, the Secretary of the Smithsonian Institution, the Secretary of the Interior and Secretary of Agriculture are authorized to enter into contracts with State and local governmental entities, including local fire districts, for procurement of services in the presuppression, detection, and suppression of fires on any units within their jurisdiction. In addition, any contracts or agreements with the jurisdiction for fire management services listed above which are previously executed shall remain valid.

SEC. 314. Except as expressly provided for by law, none of the funds appropriated by this Act shall be obligated to dispose, except by exchange, of any Federal land tract until such time as the agency responsible for administering the disposal of the tract has specifically identified the tract as no longer being needed by the Federal Government; inventoried the tract as to its public benefit values; provided opportunity for public review and discussion of the tract proposed for disposal; and provided 30 days advance notice of the tract proposed for disposal and of the plans for carrying out such disposal to the congressional delegation of the State or States in which the tract proposed for sale is located and to the appropriate congressional committees for immediate printing in the Congressional Record: *Provided*, That neither the Act of July 31, 1958, as amended (72 Stat. 438, as amended; 7 U.S.C. 1012a; 16 U.S.C. 478a) nor the Act of June 14, 1926, as amended (49 U.S.C. 869 et seq.) shall be subject to the provisions of this section.

SEC. 315. No part of any appropriation contained in, or funds made available by this Act, shall be available for any agency to pay to the Administrator of the General Services Administration a rate per square foot for rental of space and services (established pursuant to section 210(j) of the Federal Property and Administrative Services Act of 1949, as amended) which is in excess of 14 per centum higher than the rate per square foot established for space and services by the General Services Administration for the fiscal year 1982.

SEC. 316. The Congress finds that the Forest Service's proposal of March 15, 1983, to consider six million acres of the national forest for possible sale has met with considerable opposition; and the national forests are an important part of the national heritage of the United States; and the national forests provide and protect important resources; and the national forests provide unique opportunities for recreation; and it is inconsistent with past management practices to dispose of large portions of our national forests. It is, therefore, the sense of the Congress that it is not in the national interest to grant the authority to sell significant acreage of the national forest until such time as the Forest Service specifically identifies the tracts which are no longer needed by the Federal Government; inventories the tracts as to their public benefit value; provides opportunities for public review and discussion of the tracts; and completes all necessary environmental assessments of such sales.

SEC. 317. Notwithstanding any other provision of law, the Secretary of the Interior is authorized and shall seek to acquire the private lands described in section 505(a) of the Act of November 10, 1978 (92 Stat. 3467), by crediting a surplus property account, to be established in the name of each landowner, in the amount of the acquisition price for such landowner's lands. The National Park Service shall update the existing appraisals for the parcels and, based on the approved appraised values, shall negotiate with the landowners for acquisition prices. Each owner may, using such credits in his surplus property account, bid, as any other bidder for surplus property, wherever located, in accordance with the Federal Property and Administrative Services Act of 1949. The Administrator of the General Services Administration shall establish each landowner's surplus property account and shall adjust the credits in such accounts to reflect successful bids under this section. Title to the lands described in this section shall pass to the Government at the time of establishment of the surplus property accounts. The credits in any of the surplus property accounts may be transferred or sold in whole or in part at any time by the landowner to any other party, thereby vesting such party with all the rights of the landowner, and after such transfer, the landowner shall notify the Administrator of the transfer. At any time the Secretary may purchase the balance of any surplus property account subject to the availability of appropriated funds.

SEC. 318. Notwithstanding any other provision of law, the Secretary of the Interior (hereinafter in this Act referred to as the "Secretary") is hereby authorized to convey to Mitchell School District in Scotts Bluff County, Nebraska, all right, title, and interest, except as provided herein, to a tract of land consisting of 20 acres, more or less, more particularly described as the west half southwest quarter northwest quarter section 17, township 23 north, range 55 west, sixth principal meridian. Conveyance of such right, title, and interest shall be upon the condition that the Mitchell School District shall simultaneously convey without cost, an easement right on certain of the above-described lands to the Pathfinder Irrigation District for the purpose of operating and maintaining irrigation canals, laterals, or drains-related storage works of the North Platte project, a Federal reclamation project. The Mitchell School District shall pay the fair market value of the lands as of the date of the conveyance, including administrative costs, as determined by the Secretary. In determining the fair market value of the lands, the Secretary shall recognize the existence of the easement right to be granted to the Pathfinder Irrigation District and shall not include the value of any improvements made on or to the lands by the Mitchell School District or its predecessors. Withdrawals from the public domain as they pertain only to the lands described in this paragraph under Secretarial Orders of February 11, 1903, and July 24, 1917, for purposes of the North Platte project, are revoked by conveyance of the rights, title, and interests as set forth in this paragraph.

SEC. 319. Section 3 of Public Law 96-315 is hereby amended by adding the following new subsection:

"(f) Up to 15 additional permits shall be granted to those persons meeting any one of the following conditions:

(1) A resident as of July 1, 1982, who held a valid Fish and Wildlife Service access permit for improved property owners at any time during the period from July 29, 1976, through December 31, 1979.

(2) Anyone in continuous residency since 1976 residing in the area bounded on the north by the refuge boundary and on the south by a straight line passing through a point on the east-west prolongation of the centerline of Albacore Street, Whaleshead Club Subdivision, Currituck County, North Carolina.

(3) Any permanent full-time resident as of April 1, 1983, not otherwise eligible who can substantiate to the Secretary of the Interior that access is essential to their maintaining a livelihood.".

Approved November 4, 1983.

LEGISLATIVE HISTORY—H.R. 3363

HOUSE REPORTS: No. 98-253 (Comm. on Appropriations) and No. 98-399 (Comm. of Conference).
SENATE REPORT No. 98-184 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 28, considered and passed House.
Aug. 1-3, Sept. 13, 19-21, considered and passed Senate, amended.
Oct. 5, House agreed to conference report; concurred in certain Senate amendments and in others with amendment.
Oct. 19, Senate agreed to conference report; concurred in certain House amendments, in others with amendments and disagreed to an amendment.
Oct. 20, Senate receded from an amendment and concurred in a House amendment with an amendment. House receded from its amendment in disagreement and concurred in Senate amendments.

Grand total, titles I and II:		
New budget (obligational) authority (net)	$7,953,783,000	
Appropriations, definite	(7,817,963,000)	
Appropriations, indefinite	(143,820,000)	
Recission	(−8,000,000)	
Liquidation of contract authority	*(14,000,000)*	
Limitation on direct loans	*(13,075,000)*	
Limitation on guaranteed loans	*(19,000,000)*	
By transfer	*(39,000,000)*	
Timber receipt transfer to general fund, indefinite	*(−40,818,000)*	
Timber purchaser credits, indefinite	*(240,000,000)*	
Off-budget, SPR Petroleum Account	*(650,000,000)*	
Total, new budget (obligational) authority, Department of the Interior and Related Agencies Appropriation Act, 1984 (net)		$7,953,783,000

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 contained in the foregoing annual appropriation act, the following additional amounts are available for the Department of the Interior for such fiscal year:

Permanent appropriations:		
Federal funds (pp. 1003-1006)	$1,365,961,000	
Trust funds (pp. 1016-1017)	456,022,000	
Appropriations in legislative acts:		
Payments to the U.S. Territories, fiscal assistance, federal funds (p. 1152)	1,000,000	
Migratory bird conservation account, federal funds (p. 1152).	13,000,000	
Energy and Water Development Appropriations:		
Bureau of Reclamation (pp. 197-201)	961,690,000	
Supplemental Appropriations Act, 1984:		
Bureau of Reclamation (p. 495)	1,500,000	
Fish and Wildlife and Parks (pp. 497-499)	69,600,000	
Subtotal, additions		2,868,773,000

Deduct amounts transferred to Department of Agriculture; Department of Education; Department of Energy; Department of Health and Human Services; and General Government totals:

Department of Agriculture:		
Forest Service (pp. 253-255)	$1,354,006,000	
Department of Education (p. 260)	68,780,000	
Department of Energy (pp. 255-258)	1,191,915,000	
Department of Health and Human Services (pp. 258-259)	824,003,000	
General Government:		
Advisory Council on Historic Preservation (p. 263)	1,546,000	
Commission on Fine Arts (p. 263)	340,000	
Federal Inspector for the Alaska Gas Pipeline (p. 264)	2,963,000	
Franklin Delano Roosevelt Memorial Commission (p. 263)	20,000	
Holocaust Memorial Council (p. 264)	1,853,000	
National Capital Planning Commission (p. 263)	2,447,000	
National Foundation on the Arts and Humanities (pp. 262-263)	322,150,000	
Navajo Hopi Relocation Commission (p. 260)	18,783,000	
Pennsylvania Avenue Development Corporation (p. 264)	11,875,000	
Smithsonian Institution (pp. 260-261)	203,760,000	
Subtotal, deductions		−4,004,441,000
Grand total, Department of the Interior		6,818,115,000

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATION ACT, 1984

Public Law 98-139

98th Congress, H.R. 3913

October 31, 1983

AN ACT

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1984, and for other purposes, namely:

TITLE I—DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

PROGRAM ADMINISTRATION

For expenses of administering employment and training programs, $82,739,000, together with not to exceed $35,828,000 which may be expended from the Employment Security Administration account in the Unemployment Trust Fund.

$82,739,000
35,828,000
(limitation on trust fund transfer)

TRAINING AND EMPLOYMENT SERVICES

For expenses necessary to carry into effect the Job Training Partnership Act, including the purchase and hire of passenger motor vehicles, the construction, alteration, and repair of buildings and other facilities, and the purchase of real property for training centers as authorized by the Job Training Partnership Act, $2,793,810,000 plus reimbursements, including $1,500,000 for the National Commission for Employment Policy, including $2,250,000 for all activities conducted by and through the National Occupational Information Coordinating Committee under the Job Training Partnership Act, and including $7,500,000 for service delivery areas under section 101(a)(4)(A)(iii) of the Job Training Partnership Act in addition to amounts otherwise provided under sections 202 and 251(b) of the Act, and $3,605,198,000 plus reimbursements, to be available for obligation for the period July 1, 1984 through June 30, 1985, including $2,000,000 for the National Commission for Employment Policy, including $3,000,000 for all activities conducted by and through the National Occupational Information Coordinating Committee under the Job Training Partnership Act, and including $10,000,000 for service delivery areas under section 101(a)(4)(A)(iii) of the Job Training Partnership Act in addition to amounts otherwise

2,793,810,000

3,605,198,000

provided under sections 202 and 251(b) of the Act: *Provided*, That no funds from any other appropriation shall be used to provide meal services at or for Job Corps centers.

For expenses necessary to carry into effect section 51 of the
Internal Revenue Code of 1954, as amended (26 U.S.C. 51), and
sections 210, 211, and 212 of Public Law 95-250, $20,400,000, not- $20,400,000
withstanding section 261(f)(2)(A) of the Economic Recovery Tax Act
of 1981, as amended.

[Total, Training and Employment Services, $6,419,408,000.]

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

To carry out the activities for national grants or contracts with
public agencies and public or private nonprofit organizations under
paragraph (1)(A) of section 506(a) of title V of the Older Americans
Act of 1965, as amended, $247,494,000. 247,494,000

To carry out the activities for grants to States under paragraph (3)
of section 506(a) of title V of the Older Americans Act of 1965, as
amended, $69,806,000. 69,806,000

[Total, Community Service Employment for Older Americans, $317,300,000.]

FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

For payments during the current fiscal year of benefits and
payments as authorized by title II of Public Law 95-250, as
amended, of trade adjustment benefit payments and allowances, as
provided by law (part I, subchapter B, chapter 2, title II of the Trade
Act of 1974, as amended) $12,000,000, together with such amounts as 12,000,000
may be necessary to be charged to the subsequent appropriation for
payments for any period subsequent to September 15 of the current
year: *Provided*, That amounts received or recovered pursuant to
section 208(e) of Public Law 95-250 shall be available for payments.

STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS

For activities authorized by the Act of June 6, 1933, as amended
(29 U.S.C. 49-491-1; 39 U.S.C. 3202(a)(1)(E)); Veterans' Employment
and Readjustment Act of 1972, as amended (38 U.S.C. 2003A-2004);
title III of the Social Security Act, as amended (42 U.S.C. 502-504);
and necessary administrative expenses for carrying out 5 U.S.C.
8501-8523, sections 231-235 and 243-244, title II of the Trade Act of
1974, as amended; and sections 101(a)(15)(H)(ii) and 212(a)(14) of the
Immigration and Nationality Act, as amended (8 U.S.C. 1101 et seq.),
$22,500,000, together with $29,700,000 which shall be available only 22,500,000
for sections 236, 237, and 238 of the Trade Act of 1974 and for 29,700,000
necessary related administrative expenses, together with not to
exceed $2,547,702,000 which may be expended from the Employment *2,547,702,000*
Security Administration account in the Unemployment Trust Fund, *(limitation on*
and of which $108,800,000 shall be available only for programs *trust fund*
under 38 U.S.C. 2003A and 2004; and of which $19,400,000 shall be *transfer)*
available for State operations necessary for national statistical programs; and of which $530,995,000 shall be available for obligation under section 6 during the period October 1, 1983, through June 30, 1984, to fund activities under the Act of June 6, 1933, as amended, and of which $587,310,000 shall be available only to the extent necessary to administer unemployment compensation laws to meet increased costs of administration resulting from changes in a State law or increases in the number of unemployment insurance claims filed and claims paid or increased salary costs resulting from changes in State salary compensation plans embracing employees of the State generally over those upon which the State's basic alloca-

tion was based, which cannot be provided for by normal budgetary adjustments, and, in addition $20,300,000, together with not to exceed $720,098,000 which may be expended from the Employment Security Administration account in the Unemployment Trust Fund which shall be available for obligation under section 6 during the period July 1, 1984, through June 30, 1985, to fund activities under the Act of June 6, 1933, as amended.

$20,300,000
720,098,000
(trust funds)

[Total, State Unemployment Insurance and Employment Service Operations:
[New budget (obligational) authority .... $72,500,000.]
[Limitation on trust fund transfer .... 3,267,800,000.]

ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS

For repayable advances to the Unemployment Trust Fund as authorized by sections 905(d) and 1203 of the Social Security Act, as amended, and to the Black Lung Disability Trust Fund as authorized by section 9501(c)(1) of the Internal Revenue Code of 1954, as amended, and for nonrepayable advances to the revolving fund established by section 901(e) of the Social Security Act, to the Unemployment Trust Fund as authorized by section 8509 of title 5, United States Code, and by title VI of the Tax Equity and Fiscal Responsibility Act of 1982, and to the "Federal unemployment benefits and allowances" account, to remain available until September 30, 1985, $7,109,000,000.

7,109,000,000

[Total, Employment and Training Administration:
[New budget (obligational) authority............ $14,012,947,000.]
[Limitation on trust fund transfer................ 3,303,628,000.]

LABOR-MANAGEMENT SERVICES ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses for the Labor-Management Services Administration, $62,136,000.

62,136,000

PENSION BENEFIT GUARANTY CORPORATION

PENSION BENEFIT GUARANTY CORPORATION FUND

The Pension Benefit Guaranty Corporation is authorized to make such expenditures, including financial assistance authorized by section 104 of Public Law 96-364, within limits of funds and borrowing authority available to such Corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended (31 U.S.C. 9104), as may be necessary in carrying out the program through September 30, 1984, for such Corporation.

EMPLOYMENT STANDARDS ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses for the Employment Standards Administration, including reimbursement to State, Federal and local agencies and their employees for inspection services rendered, $185,677,000, together with $380,000 which may be expended from the Special Fund in accordance with sections 39(c) and 44(j) of the Longshoremen's and Harbor Workers' Compensation Act.

185,677,000
380,000
(limitation on trust fund transfer)

SPECIAL BENEFITS

For the payment of compensation, benefits, and expenses (except administrative expenses) accruing during the current or any prior fiscal year authorized by title V, chapter 81 of the United States Code; continuation of benefits as provided for under the head "Civilian War Benefits" in the Federal Security Agency Appropriation Act, 1947; the Employees' Compensation Commission Appropriation Act, 1944; and sections 4(c) and 5(f) of the War Claims Act of 1948 (50 U.S.C. App. 2012); and 50 per centum of the additional compensation and benefits required by section 10(h) of the Longshoremen's and Harbor Workers' Compensation Act, as amended, $220,100,000, together with such amount as may be necessary to be charged to the subsequent year appropriation for the payment of compensation and other benefits for any period subsequent to September 15 of the current year: *Provided,* That in addition there shall be transferred from the Postal Service fund to this appropriation such sums as the Secretary of Labor determines to be the cost of administration for Postal Service employees through September 30, 1984.

$220,100,000

BLACK LUNG DISABILITY TRUST FUND

For payments from the Black Lung Disability Trust Fund, $853,994,000, of which $818,019,000 shall be available until September 30, 1985, for payment of all benefits and interest on advances under subsection (c)(2) of section 9501 of the Internal Revenue Code of 1954, as amended, as authorized by section 9501(d) (1), (2), (4), and (7) of that Act and of which $21,949,000 shall be available for transfer to Employment Standards Administration, Salaries and Expenses and $13,406,000 for transfer to Departmental Management, Salaries and Expenses, and $620,000 for transfer to Departmental Management, Office of Inspector General, for expenses of operation and administration of the Black Lung Benefits program as authorized by section 9501(d)(5)(A) of that Act: *Provided,* That in addition, such amounts as may be necessary may be charged to the subsequent year appropriation for the payment of compensation and other benefits for any period subsequent to June 15 of the current year: *Provided further,* That in addition, such amounts shall be paid from this fund into miscellaneous receipts as the Secretary of the Treasury determines to be the administrative expenses of the Department of the Treasury for administering the fund during the current fiscal year, as authorized by section 9501(d)(5)(B) of that Act.

853,994,000 *(trust funds)*

756,000 *(indefinite)*

[*Total, Black Lung Disability Trust Fund, $854,750,000.*]

[*Total, Employment Standards Administration:*

[*New budget (obligational) authority* .... *$1,260,527,000.*]

[*Limitation on trust fund transfer* .... *380,000.*]

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses for the Occupational Safety and Health Administration, $212,560,000, including not to exceed $51,700,000, which shall be the maximum amount available for grants to States under section 23(g) of the Occupational Safety and Health Act, which grants shall be no less than fifty percent of the costs of State occupational safety and health programs required to be incurred under plans approved by the Secretary under section 18 of the Occupational Safety and Health Act of 1970: *Provided,* That none of the funds appropriated under this paragraph shall be obligated or expended for the assessment of civil penalties issued for first instance violations of any standard, rule, or regulation promulgated under the Occupational Safety and Health Act of 1970 (other than

212,560,000

serious, willful, or repeated violations under section 17 of the Act) resulting from the inspection of any establishment or workplace subject to the Act, unless such establishment or workplace is cited, on the basis of such inspection, for ten or more violations: *Provided further*, That none of the funds appropriated under this paragraph shall be obligated or expended to prescribe, issue, administer, or enforce any standard, rule, regulation, or order under the Occupational Safety and Health Act of 1970 which is applicable to any person who is engaged in a farming operation which does not maintain a temporary labor camp and employs ten or fewer employees: *Provided further*, That none of the funds appropriated under this paragraph shall be obligated or expended to prescribe, issue, administer, or enforce any standard, rule, regulation, order or administrative action under the Occupational Safety and Health Act of 1970 affecting any work activity by reason of recreational hunting, shooting, or fishing: *Provided further*, That no funds appropriated under this paragraph shall be obligated or expended to administer or enforce any standard, rule, regulation, or order under the Occupational Safety and Health Act of 1970 with respect to any employer of ten or fewer employees who is included within a category having an occupational injury lost work day case rate, at the most precise Standard Industrial Classification Code for which such data are published, less than the national average rate as such rates are most recently published by the Secretary, acting through the Bureau of Labor Statistics, in accordance with section 24 of that Act (29 U.S.C. 673), except—

(1) to provide, as authorized by such Act, consultation, technical assistance, educational and training services, and to conduct surveys and studies;

(2) to conduct an inspection or investigation in response to an employee complaint, to issue a citation for violations found during such inspection, and to assess a penalty for violations which are not corrected within a reasonable abatement period and for any willful violations found;

(3) to take any action authorized by such Act with respect to imminent dangers;

(4) to take any action authorized by such Act with respect to health hazards;

(5) to take any action authorized by such Act with respect to a report of an employment accident which is fatal to one or more employees or which results in hospitalization of five or more employees, and take any action pursuant to such investigation authorized by such Act; and

(6) to take any action authorized by such Act with respect to complaints of discrimination against employees for exercising rights under such Act: *Provided further*, That the foregoing proviso shall not apply to any person who is engaged in a farming operation which does not maintain a temporary labor camp and employs ten or fewer employees: *Provided further*, That none of the funds appropriated under this paragraph shall be obligated or expended for the proposal or assessment of any civil penalties for the violation or alleged violation by an employer of ten or fewer employees of any standard, rule, regulation, or order promulgated under the Occupational Safety and Health Act of 1970 (other than serious, willful or repeated violations and violations which pose imminent danger under section 13 of the Act) if, prior to the inspection which gives rise to the alleged violation, the employer cited has (1) voluntarily requested consultation under a program operated pursuant to section 7(c)(1) or section 18 of the Occupational Safety and Health Act of 1970 or from a private consultative source approved by the Administration and (2) had the consultant examine the condition cited and (3) made or is in the process of

making a reasonable good faith effort to eliminate the hazard created by the condition cited as such, which was identified by the aforementioned consultant, unless changing circumstances or workplace conditions render inapplicable the advice obtained from such consultants: *Provided further,* That none of the funds appropriated under this paragraph may be obligated or expended for any State plan monitoring visit by the Secretary of Labor under section 18 of the Occupational Safety and Health Act of 1970, of any factory, plant, establishment, construction site, or other area, workplace or environment where such a workplace or environment has been inspected by an employee of a State acting pursuant to section 18 of such Act within the six months preceding such inspection: *Provided further,* That this limitation does not prohibit the Secretary of Labor from conducting such monitoring visit at the time and place of an inspection by an employee of a State acting pursuant to section 18 of such Act, or in order to investigate a complaint about State program administration including a failure to respond to a worker complaint regarding a violation of such Act, or in order to investigate a discrimination complaint under section 11(c) of such Act, or as part of a special study monitoring program, or to investigate a fatality or catastrophe: *Provided further,* That none of the funds appropriated under this paragraph may be obligated or expended for the inspection, investigation, or enforcement of any activity occurring on the Outer Continental Shelf which exceeds the authority granted to the Occupational Safety and Health Administration by any provision of the Outer Continental Shelf Lands Act, or the Outer Continental Shelf Lands Act Amendments of 1978.

MINE SAFETY AND HEALTH ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses for the Mine Safety and Health Administration, $151,397,000, including purchase and bestowal of certificates and trophies in connection with mine rescue and first-aid work, and the purchase of not to exceed eighty passenger motor vehicles for replacement only; the Secretary is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private; the Mine Safety and Health Administration is authorized to promote health and safety education and training in the mining community through cooperative programs with States, industry, and safety associations; and any funds available to the Department may be used, with the approval of the Secretary, to provide for the costs of mine rescue and survival operations in the event of major disaster: *Provided,* That none of the funds appropriated under this paragraph shall be obligated or expended to carry out section 115 of the Federal Mine Safety and Health Act of 1977 or to carry out that portion of section 104(g)(1) of such Act relating to the enforcement of any training requirements, with respect to shell dredging, or with respect to any sand, gravel, surface stone, surface clay, colloidal phosphate, or surface limestone mine. $151,397,000

BUREAU OF LABOR STATISTICS

SALARIES AND EXPENSES

For necessary expenses for the Bureau of Labor Statistics, including advances or reimbursements to State, Federal, and local agencies and their employees for services rendered, $136,587,000, of 136,587,000 which $4,837,000 shall be for expenses of revising the Consumer Price Index: *Provided,* That $2,628,000 shall remain available until September 30, 1985.

DEPARTMENTAL MANAGEMENT

SALARIES AND EXPENSES

For necessary expenses for Departmental Management, including $2,001,000 for the President's Committee on Employment of the Handicapped, $95,059,000, together with not to exceed $9,842,000 which may be expended from the Employment Security Administration account in the Unemployment Trust Fund and of which $9,613,000 shall be for carrying into effect the provisions of 38 U.S.C. 2001-03.

$95,059,000
9,842,000
(limitation on trust fund transfer)

SPECIAL FOREIGN CURRENCY PROGRAM

For payments in foreign currencies which the Treasury Department determines to be excess to the normal requirements of the United States, for necessary expenses of the Department of Labor, as authorized by law, $67,000, to remain available until expended. This appropriation shall be available in addition to other appropriations to such agency for payments in foreign currencies.

67,000

OFFICE OF THE INSPECTOR GENERAL

For salaries and expenses of the Office of the Inspector General in carrying out the provisions of the Inspector General Act of 1978, $37,707,000, together with not to exceed $5,700,000 which may be expended from the Employment Security Administration account in the Unemployment Trust Fund.

37,707,000
5,700,000
(limitation on trust fund transfer)

[*Total, Departmental Management:*
[*New budget (obligational) authority* .... *$132,833,000.*]
[*Limitation on trust fund transfer* .... *15,542,000.*]

GENERAL PROVISION

SEC. 101. Appropriations in this Act available for salaries and expenses shall be available for supplies, services, and rental of conference space within the District of Columbia, as the Secretary of Labor shall deem necessary for settlement of labor-management disputes.

This title may be cited as the "Department of Labor Appropriation Act, 1984".

[*Total, title I, Department of Labor:*
[*New budget (obligational) authority* .... *$15,968,987,000.*]
[*Limitation on trust fund transfers* .... *3,319,550,000.*]

TITLE II—DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES

For carrying out titles III, IV, V, VII, VIII, X, parts A and C of title XVI, and XIX of the Public Health Service Act, 5 U.S.C. 7901, section 427(a) of the Federal Coal Mine Health and Safety Act, as amended, and title V of the Social Security Act, $1,304,105,000 of which $2,200,000 shall be available only for payments to the State of Hawaii for care and treatment of persons afflicted with Hansen's disease; and of which $883,000, to be available until expended, shall

1,304,105,000

be used to renovate the National Hansen's Disease Center; and of which $800,000 shall remain available until expended for interest subsidies on loan guarantees made prior to fiscal year 1981 under part B of title VII: *Provided,* That this appropriation shall be available for payment of the costs of medical care, related expenses, and burial expenses hereafter incurred by or on behalf of any person who has participated in the study of untreated syphilis initiated in Tuskegee, Alabama, in 1932, in such amounts and subject to such terms and conditions as prescribed by the Secretary of Health and Human Services and for payment, in such amounts and subject to such terms and conditions, of such costs and expenses hereafter incurred by or on behalf of such person's wife or offspring determined by the Secretary to have suffered injury or disease from syphilis contracted from such person: *Provided further,* That when the Department of Health and Human Services operates an employee health program for any Federal department or agency, payment for the estimated cost shall be made by way of reimbursement or in advances to this appropriation: *Provided further,* That during the fiscal year, and within the resources and authority available under section 338 of the Public Health Service Act, gross obligations for the principal amount of direct loans under sections 335(c), 338C(e)(1), and 338E of that Act shall not exceed $1,000,000: *Provided further,* That none of the funds made available by this Act shall be used to provide special retention pay (bonuses) under paragraph (4) of 37 U.S.C. 302(a) to any regular or reserve officer of the Public Health Service for any period during which the officer is providing obligated service under section 338B (or under former sections 225(e) or 752) of the Public Health Service Act except that this proviso shall not apply to any period of service covered by an agreement entered into by an officer under 37 U.S.C. 302(c)(1) before the date of enactment of Public Law 97-377.

Medical Facilities Guarantee and Loan Fund

FEDERAL INTEREST SUBSIDIES FOR MEDICAL FACILITIES

For carrying out section 1602 of the Public Health Service Act, $32,000,000 shall be available without fiscal year limitation for the payment of interest subsidies. The total principal amount of loans to be guaranteed or directly made, which may be allotted among the States, pursuant to titles VI and XVI of the Public Health Service Act shall not exceed a cumulative amount of $1,500,000,000. During the fiscal year no commitments for direct loans or loan guarantees shall be made. $32,000,000

HEALTH MAINTENANCE ORGANIZATION LOAN AND LOAN GUARANTEE FUND

Any amounts received by the Secretary in connection with loans and loan guarantees under title XIII of the Public Health Service Act, and not to exceed $12,360,000 may be disbursed with respect to any liability or contingent liability incurred prior to 1984.

[*Total, Health Resources and Services Administration, $1,336,105,000.*]

Centers for Disease Control

DISEASE CONTROL

To carry out titles III, XI, and XIX of the Public Health Service Act, the Federal Mine Safety and Health Act of 1977, and the Occupational Safety and Health Act of 1970; including insurance of official motor vehicles in foreign countries; and purchase, hire, maintenance, and operation of aircraft, $374,504,000, of which $1,810,000 shall remain available until expended for construction and renovation of facilities: *Provided*, That training of employees of private agencies shall be made subject to reimbursement or advances to this appropriation for the full cost of such training. $374,504,000

National Institutes of Health

NATIONAL CANCER INSTITUTE

For carrying out section 301 and title IV of the Public Health Service Act with respect to cancer, $1,053,442,000. 1,053,442,000

NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

For carrying out section 301, title IV, and title XI of the Public Health Service Act with respect to cardiovascular, lung, and blood diseases, and blood and blood products, $674,674,000. 674,674,000

NATIONAL INSTITUTE OF DENTAL RESEARCH

For carrying out section 301 and title IV of the Public Health Service Act with respect to dental diseases, $84,312,000. 84,312,000

NATIONAL INSTITUTE OF ARTHRITIS, DIABETES, AND DIGESTIVE AND KIDNEY DISEASES

For carrying out section 301 and title IV of the Public Health Service Act with respect to arthritis, diabetes, and metabolic, digestive, and kidney diseases, $442,543,000. 442,543,000

NATIONAL INSTITUTE OF NEUROLOGICAL AND COMMUNICATIVE DISORDERS AND STROKE

For carrying out section 301 and title IV of the Public Health Service Act with respect to neurological and communicative disorders and stroke, $325,502,000. 325,502,000

NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS DISEASES

For carrying out section 301 and title IV of the Public Health Service Act with respect to allergy and infectious diseases, $305,678,000. 305,678,000

NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

For carrying out section 301 and title IV of the Public Health Service Act with respect to general medical sciences, $366,844,000. 366,844,000

NATIONAL INSTITUTE OF CHILD HEALTH AND HUMAN DEVELOPMENT

For carrying out section 301 and title IV of the Public Health Service Act with respect to child health and human development, $265,014,000. 265,014,000

NATIONAL EYE INSTITUTE

For carrying out sections 301, 311 and title IV of the Public Health Service Act with respect to eye diseases and visual disorders, $150,783,000. 150,783,000

NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH SCIENCES

For carrying out sections 301, 311 and title IV of the Public Health Service Act with respect to environmental health sciences, $173,000,000. $173,000,000

NATIONAL INSTITUTE ON AGING

For carrying out section 301 and title IV of the Public Health Service Act with respect to aging, $112,300,000. 112,300,000

RESEARCH RESOURCES

For carrying out sections 301 and 472 of the Public Health Service Act with respect to research resources and general research support grants, $241,928,000: *Provided,* That none of these funds, with the exception of funds for the Minority Biomedical Research Support program, shall be used to pay recipients of the general research support grants program any amount for indirect expenses in connection with such grants. 241,928,000

JOHN E. FOGARTY INTERNATIONAL CENTER

For carrying out the activities at the John E. Fogarty International Center, $11,336,000, of which $1,899,000 shall be available for payment to the Gorgas Memorial Institute for maintenance and operation of the Gorgas Memorial Laboratory. 11,336,000

NATIONAL LIBRARY OF MEDICINE

For carrying out section 301 with respect to health information communications and parts I and J of title III of the Public Health Service Act, $42,113,000. 42,113,000

OFFICE OF THE DIRECTOR

For carrying out the responsibilities of the Office of the Director, National Institutes of Health, $26,720,000 including purchase of not to exceed thirteen passenger motor vehicles for replacement only. 26,720,000

BUILDINGS AND FACILITIES

For construction of and acquisition of sites and equipment for, facilities of or used by the National Institutes of Health, $25,040,000 to remain available until expended. 25,040,000

[*Total, National Institutes of Health, $4,301,229,000.*]

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH

For carrying out the Public Health Service Act with respect to mental health, drug abuse, alcohol abuse, and alcoholism, $828,869,000, of which $1,515,000 for design, modernization and improvement of government owned or leased intramural research facilities shall remain available until expended. 828,869,000

FEDERAL SUBSIDY FOR SAINT ELIZABETHS HOSPITAL

For expenses necessary for the maintenance and operation of Saint Elizabeths Hospital in the District of Columbia, $67,744,000: *Provided,* That the Secretary of Health and Human Services may set rates for inpatient and outpatient services provided through Saint Elizabeths Hospital that in the aggregate do not exceed the 67,744,000 *(indefinite)* estimated total cost of providing such services, and may bill and collect from (prospectively or otherwise) individuals, the District of Columbia, Executive agencies and other entities for any services so provided. Amounts so collected shall be credited to the appropriation for Saint Elizabeths Hospital: *Provided further*, That during fiscal year 1984 and thereafter the superintendent of Saint Elizabeths Hospital may reside off the premises of the hospital, notwithstanding section 4839 of the Revised Statutes (42 U.S.C. 165).

[*Total, Alcohol, Drug Abuse, and Mental Health Administration, $896,613,000.*]

Office of Assistant Secretary for Health

PUBLIC HEALTH SERVICE MANAGEMENT

For the expenses necessary for the Office of Assistant Secretary for Health and for carrying out titles III and XX of the Public Health Service Act, $105,572,000, together with not to exceed $1,050,000 to be transferred and expended as authorized by section 201(g) of the Social Security Act, from the Federal Hospital Insurance and the Federal Supplementary Medical Insurance Trust Funds referred to therein: *Provided*, That section 2008(g) does not apply to these programs.

$105,572,000
1,050,000
(limitation on trust fund transfer)

RETIREMENT PAY AND MEDICAL BENEFITS FOR COMMISSIONED OFFICERS

For retirement pay and medical benefits of Public Health Service Commissioned Officers as authorized by law, and for payments under the Retired Serviceman's Family Protection Plan and Survivor Benefit Plan and for medical care of dependents and retired personnel under the Dependents' Medical Care Act (10 U.S.C., ch. 55), such amounts as may be required during the current fiscal year.

81,777,000
(indefinite)

[*Total, Office of the Assistant Secretary for Health, $187,349,000.*]

[*Total, Public Health Service:*

[*New budget (obligational) authority* .... *$7,095,800,000.*]

[*Limitation on trust fund transfer* .... *1,050,000.*]

Health Care Financing Administration

GRANTS TO STATES FOR MEDICAID

For carrying out, except as otherwise provided, title XIX of the Social Security Act, $15,568,108,000 (in addition to the $5,105,600,000 previously appropriated), to remain available until expended.

20,673,708,000
[1] −5,105,600,000

For making, after May 31, 1984, payments to States under title XIX of the Social Security Act, for the last quarter of fiscal year 1984 for unanticipated costs, incurred for the current fiscal year, such sums as may be necessary, the obligations and the expenditures to be charged to the subsequent appropriations for the current or succeeding fiscal year.

[2] *(indefinite)*

Payment under title XIX may be made for any quarter beginning after June 30, 1983, and before October 1, 1984, with respect to any State plan or plan amendment in effect during any such quarter, if submitted in, or prior to, such quarter and approved in that or any such subsequent quarter.

For making payments to States under title XIX of the Social Security Act for the first quarter of fiscal year 1985, $5,552,000,000 to remain available until expended.

5,552,000,000
(advance appropriations, fiscal year, 1985)

[*Total, Grants to States for Medicaid:*

[*New budget (obligational) authority (net)* ..... *$21,120,108,000.*]

[*Appropriations, fiscal year 1984* .... *15,568,108,000.*]

[*Appropriations, fiscal year 1985* .... *5,552,000,000.*]

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[1] Liquidates authority provided in fiscal year 1983.

[2] To be liquidated, if necessary, in the fiscal year 1985 Labor—HHS appropriations bill.

PAYMENTS TO HEALTH CARE TRUST FUNDS

For payment to the Federal Hospital Insurance and the Federal Supplementary Medical Insurance Trust Funds, as provided under sections 217(g), 229(b) and 1844 of the Social Security Act, sections 103(c) and 111(d) of the Social Security Amendments of 1965, and section 278(d) of Public Law 97-248, $17,682,000,000. $17,682,000,000

PROGRAM MANAGEMENT

For carrying out, except as otherwise provided, titles XI, XVIII and XIX of the Social Security Act, $90,200,000 together with not to exceed $1,024,237,000 to be transferred to this appropriation as authorized by section 201(g) of the Social Security Act, from the Federal Hospital Insurance and the Federal Supplementary Medical Insurance Trust Funds referred to therein: *Provided*, That these amounts shall be in addition to $45,000,000 for this purpose available under section 118 of Public Law 97-248: *Provided further*, That $25,000,000 of the foregoing amount shall be expended only to the extent necessary to process workloads not anticipated in the budget estimates and to meet unanticipated costs of agencies or organizations with which agreements have been made to participate in the administration of title XVIII and after maximum absorption of such costs within the remainder of the existing limitation has been achieved. 90,200,000 *1,024,237,000 (limitation on trust fund transfer)*

[Total, Health Care Financing Administration:
[New budget (obligational) authority .... $38,892,308,000.]
[Appropriations, fiscal year 1984 .... 33,340,308,000.]
[Appropriations, fiscal year 1985 .... 5,552,000,000.]

SOCIAL SECURITY ADMINISTRATION

PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

For payment to the Federal Old-Age and Survivors Insurance and the Federal Disability Insurance Trust Funds, as provided under sections 217(g), 228(g), 229(b), and 1131(b)(2) of the Social Security Act and section 152 of Public Law 98-21, $521,258,000. 521,258,000

SPECIAL BENEFITS FOR DISABLED COAL MINERS

For carrying out title IV of the Federal Mine Safety and Health
Act of 1977, including the payment of travel expenses on an actual
cost or commuted basis, to an individual, for travel incident to
medical examinations, and to parties, their representatives and all
reasonably necessary witnesses for travel within the United States,
Puerto Rico, and the Virgin Islands, to reconsideration interviews
and to proceedings before administrative law judges, $1,068,000,000. 1,068,000,000
For making, after July 31 of the current fiscal year, benefit pay-
ments to individuals under title IV of the Federal Mine Safety and [1] *(indefinite)*
Health Act of 1977, for costs incurred in the current fiscal year, such
amounts as may be necessary, the obligations and expenditures to
be charged to the subsequent appropriations for the current or
succeeding fiscal year.

SUPPLEMENTAL SECURITY INCOME PROGRAM

For carrying out the Supplemental Security Income Program under title XVI of the Social Security Act, section 401 of Public Law 92-603, section 212 of Public Law 93-66, as amended, and section 405 of Public Law 95-216, including payment to the social security trust funds for administrative expenses incurred pursuant to section

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[1] To be liquidated, if necessary, in the fiscal year 1985 Labor—HHS appropriations bill

201(g)(1) of the Social Security Act, $8,339,000,000 to remain available until expended: *Provided,* That any portion of the funds provided to a State in the current fiscal year and not obligated by the State during that year shall be returned to the Treasury. For making, after July 31 of the current fiscal year, benefit payments to individuals under title XVI of the Social Security Act, for unanticipated costs incurred for the current fiscal year, such sums as may be necessary, the obligations and expenditures therefor to be charged to the subsequent appropriations for the current or succeeding fiscal year.

$8,339,000,000
[1]−116,000,000
[2]*(indefinite)*

[*Total, Supplemental Security Income Program (net), $8,223,000,000.*]

ASSISTANCE PAYMENTS PROGRAM

For carrying out, except as otherwise provided, titles I, IV—A and —D, X, XI, XIV, and XVI, of the Social Security Act and the Act of July 5, 1960 (24 U.S.C., ch. 9), $6,292,000,000 (in addition to the $1,718,000,000 already appropriated), to remain available until expended.

8,010,000,000
[3]−1,718,000,000
[1]−150,000,000

For making, after May 31 of the current fiscal year, payments to States under titles I, IV—A and —D, X, XIV, and XVI of the Social Security Act for the last three months of the current fiscal year for unanticipated costs, incurred for the current fiscal year, such sums as may be necessary, the obligations and expenditures to be charged to the subsequent appropriations for the current or succeeding fiscal year.

[2]*(indefinite)*

For making payments to States under titles I, IV—A and —D, X, XIV, and XVI of the Social Security Act for the first quarter of fiscal year 1985, $2,073,000,000 to remain available until expended: *Provided,* That the Secretary of Health and Human Services shall transfer to the Secretary of Agriculture for payment to States for administrative costs in connection with certification of AFDC households under the Food Stamp Act of 1977, such amounts as may be agreed upon between them.

2,073,000,000
(advance appropriations, fiscal year 1985)

[*Total, Assistance Payments Program:*
[*New budget (obligational) authority (net)* .... *$8,215,000,000.*]
[*Appropriations, fiscal year 1984 (net)* .... *6,142,000,000.*]
[*Appropriations, fiscal year 1985* .... *2,073,000,000.*]

CHILD SUPPORT ENFORCEMENT

For carrying out, except as otherwise provided, titles IV-D and XI of the Social Security Act, $489,000,000 (in addition to the $118,000,000 already appropriated) to remain available until expended.

607,000,000
[3]−118,000,000
[1]−57,000,000

For making, after May 31 of the current fiscal year, payments to States under title IV-D of the Social Security Act for the last three months of the current fiscal year for unanticipated costs, incurred for the current fiscal year, such sums as may be necessary, the obligations and the expenditures to be charged to the subsequent appropriations for the current or succeeding fiscal year.

[2]*(indefinite)*

For making payments to States under title IV-D of the Social Security Act for the first quarter of fiscal year 1985, $138,000,000 to remain available until expended.

138,000,000
(advance appropriations, fiscal year 1985)

[*Total, Child Support Enforcement:*
[*New budget (obligational) authority (net)* .... *$570,000,000.*]
[*Appropriations, fiscal year 1984 (net)* .... *432,000,000.*]
[*Appropriations, fiscal year 1985* .... *138,000,000.*]

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[1] Liquidates authority provided in prior year.
[2] To be liquidated, if necessary, in the fiscal year 1985 Labor—HHS appropriations bill.
[3] Liquidates authority provided in fiscal year 1983.

LOW INCOME HOME ENERGY ASSISTANCE

For carrying out title XXVI of the Omnibus Budget Reconciliation Act of 1981, $1,875,000,000.

$1,875,000,000

LIMITATION ON ADMINISTRATIVE EXPENSES

For necessary expenses, not more than $3,718,303,000 may be expended, as authorized by section 201(g)(1) of the Social Security Act, from any one or all of the trust funds referred to therein: *Provided,* That travel expense payments under section 1631(h) of such Act may be made only when travel of more than seventy-five miles is required: *Provided further,* That $50,000,000 of the foregoing amount shall be apportioned for use pursuant to section 3679 of the Revised Statutes (31 U.S.C. 665), only to the extent necessary to process workloads not anticipated in the budget estimates, for automation projects, and to meet mandatory increases in costs of agencies or organizations with which agreements have been made to participate in the administration of titles XVI and XVIII and section 221 of the Social Security Act, and after maximum absorption of such costs within the remainder of the existing limitation has been achieved: *Provided further,* That $44,388,000 authorized herein shall be available only for acquisition of sites, construction, renovation, and equipment of facilities and for payments for principal, interest, taxes and any other obligations under contracts entered into pursuant to the Public Buildings Purchase Contract Act of 1954 and the Public Buildings Amendments of 1972, and shall remain available until expended: *Provided further,* That $200,054,000 for automatic data processing and telecommunications activities shall remain available until expended: *Provided further,* That none of the funds appropriated by this Act may be used for the manufacture, printing, or procuring of social security cards, as provided in section 205(c)(2)(D) of the Social Security Act, where paper and other materials used in the manufacture of such cards are produced, manufactured, or assembled outside of the United States.

3,718,303,000
(trust funds)

[*Total, Social Security Administration:*
[*New budget (obligational) authority (net)* ...... *$20,472,258,000.*]
[*Appropriations, fiscal year 1984 (net)* .... *18,261,258,000.*]
[*Appropriations, fiscal year 1985* .... *2,211,000,000.*]
[*Limitation on administrative expenses* .... *3,718,303,000.*]

OFFICE OF HUMAN DEVELOPMENT SERVICES

SOCIAL SERVICES BLOCK GRANT

For carrying out the Social Services Block Grant Act, $2,675,000,000.

$2,675,000,000

HUMAN DEVELOPMENT SERVICES

For carrying out, except as otherwise provided, the Older Americans Act of 1965, the Runaway and Homeless Youth Act, title VIII of the Community Services Act, the Developmental Disabilities Assistance and Bill of Rights Act of 1981, and the Head Start Act of 1981, $1,849,648,000, of which $43,750,000 shall be for grants under part C of the Developmental Disabilities Assistance and Bill of Rights Act, and $8,400,000 shall be for section 113 of such Act.

1,849,648,000

FAMILY SOCIAL SERVICES

For carrying out, except as otherwise provided, parts A, B, and E of title IV and sections 1110 and 1115 of the Social Security Act and title II of Public Law 95-266 (adoption opportunities), $625,905,000.

625,905,000

WORK INCENTIVES

For carrying out a work incentive program, as authorized by part C of title IV of the Social Security Act, including registration of individuals for such programs, and for related child care and other supportive services, as authorized by section 402(a)(19)(G) of the Act, including transfer to the Secretary of Labor, as authorized by section 431 of the Act, $270,760,000 which shall be the maximum amount available for transfer to the Secretary of Labor and to which the States may become entitled pursuant to section 403(d) of such Act, for these purposes. $270,760,000

[*Total, Assistant Secretary for Human Development, $5,421,313,000.*]

OFFICE OF COMMUNITY SERVICES

COMMUNITY SERVICES BLOCK GRANT

For carrying out the Community Services Block Grant Act, $352,300,000, of which $18,840,000 shall be for carrying out section 681(a)(2)(A), $3,840,000 shall be for carrying out section 681(a)(2)(D), $2,880,000 shall be for carrying out section 681(a)(2)(E), and $5,760,000 shall be for carrying out section 681(a)(2)(F): *Provided*, That not more than 10 per centum of the funds appropriated and allotted to each State under section 674 of such Act shall be used for purposes other than to make grants to eligible entities as defined in section 673(1) of such Act or to organizations serving seasonal and migrant farmworkers or to designated limited purpose agencies which meet the requirements of section 673(1) of such Act, except that the Secretary of Health and Human Services may waive this requirement for any State applying for such a waiver if— 352,300,000

(1) the State obtained a waiver of the requirements of section 138 of Public Law 97-276 with respect to appropriations for fiscal year 1983; and

(2) the State submits, prior to October 1, 1983, an application for fiscal year 1984 under the Community Services Block Grant Act, containing provisions for the use of assistance under that Act by political subdivisions.

DEPARTMENTAL MANAGEMENT

GENERAL DEPARTMENTAL MANAGEMENT

For necessary expenses, not otherwise provided, for general departmental management, including hire of six medium sedans, $157,963,000, together with not to exceed $8,000,000 to be transferred and expended as authorized by section 201(g)(1) of the Social Security Act from any one or all of the trust funds referred to therein. 157,963,000 *8,000,000 (limitation on trust fund transfer)*

OFFICE OF THE INSPECTOR GENERAL

For expenses necessary for the Office of the Inspector General, $62,292,000, together with not to exceed $6,000,000 to be transferred and expended as authorized by section 201(g)(1) of the Social Security Act from any one or all of the trust funds referred to therein. 72,292,000 [1]−10,000,000 *6,000,000 (limitation on trust fund transfer)*

For making payments to States for medicaid State fraud control units under section 1903(a)(6) of the Social Security Act for the current fiscal year, $24,871,000. 24,871,000

For making, after May 31 of the current fiscal year, payments to States under section 1903(a)(6) of the Social Security Act for the last three months of the current fiscal year for unanticipated costs, incurred for the current fiscal year, not to exceed $5,000,000, the [2]*(indefinite)* obligations and expenditures to be charged to the subsequent appropriations for the current or succeeding fiscal year.

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[1] Liquidates authority provided in fiscal year 1983.

[2] To be liquidated, if necessary, in the fiscal year 1985 Labor—HHS appropriations bill.

For making payments to States for medicaid State fraud control units under section 1903(a)(6) of the Social Security Act for the first quarter of fiscal year 1985, $9,000,000.

$9,000,000 *(advance appropriations, fiscal year 1985)*

[*Total, Office of the Inspector General:*

[*New budget (obligational) authority (net)*	*$96,163,000.*]
[*Appropriations, fiscal year 1984 (net)*	*87,163,000.*]
[*Appropriations, fiscal year 1985*	*9,000,000.*]

OFFICE FOR CIVIL RIGHTS

For expenses necessary for the Office for Civil Rights, $18,945,000, together with not to exceed $2,350,000, to be transferred and expended as authorized by section 201(g)(1) of the Social Security Act from any one or all of the trust funds referred to therein.

18,945,000
2,350,000 (limitation on trust fund transfer)

POLICY RESEARCH

For carrying out, to the extent not otherwise provided, research studies under section 1110 of the Social Security Act, $10,000,000.

10,000,000

[*Total, Departmental Management:*

[*New budget (obligational) authority (net)*	*$283,071,000.*]
[*Appropriations, fiscal year 1984 (net)*	*274,071,000.*]
[*Appropriations, fiscal year 1985*	*9,000,000.*]
[*Limitation on trust fund transfer*	*16,350,000.*]

GENERAL PROVISIONS

SEC. 201. None of the funds appropriated by this title for grants-in-aid of State agencies to cover, in whole or in part, the cost of operation of said agencies, including the salaries and expenses of officers and employees of said agencies, shall be withheld from the said agencies of any State which have established by legislative enactment and have in operation a merit system and classification and compensation plan covering the selection, tenure in office, and compensation of their employees, because of any disapproval of their personnel or the manner of their selection by the agencies of the said States, or the rates of pay of said officers or employees.

SEC. 202. None of the funds provided herein shall be used to pay any recipient of a grant for the conduct of research an amount equal to as much as the entire cost of such research.

SEC. 203. Appropriations in this Act for the Health Resources and Services Administration, the National Institutes of Health, the Centers for Disease Control, the Alcohol, Drug Abuse, and Mental Health Administration, the Office of the Assistant Secretary for Health, the Health Care Financing Administration, and Departmental Management shall be available for expenses for active commissioned officers in the Public Health Service Reserve Corps and for not to exceed two thousand five hundred commissioned officers in the Regular Corps; expenses incident to the dissemination of health information in foreign countries through exhibits and other appropriate means; advances of funds for compensation, travel, and subsistence expenses (or per diem in lieu thereof) for persons coming from abroad to participate in health or scientific activities of the Department pursuant to law; expenses of primary and secondary schooling of dependents in foreign countries, of Public Health Service commissioned officers stationed in foreign countries, at costs for any given area not in excess of those of the Department of Defense for the same area, when it is determined by the Secretary that the schools available in the locality are unable to provide adequately for the education of such dependents, and for the transportation of such dependents, between such schools and their places of residence when the schools are not accessible to such dependents by regular means of transportation; expenses for medical care for civilian and commissioned employees of the Public Health Service and their dependents, assigned abroad on a permanent basis in accordance with such regulations as the Secretary may provide; rental or lease of living quarters (for periods not exceeding five years), and provision of heat, fuel, and light and maintenance, improvement, and repair of such quarters, and advance payments therefor, for civilian officers, and employees of the Public Health Service who are United States citizens and who have a permanent station in a foreign country; purchase, erection, and maintenance of temporary or portable structures; and for the payment of compensation to consultants or individual scientists appointed for limited periods of time pursuant to section 207(f) or section 207(g) of the Public Health Service Act, at rates established by the Assistant Secretary for Health, or the Secretary where such action is required by statute, not to exceed the per diem rate equivalent to the rate for GS-18; not to exceed $9,500 for official reception and representation expenses related to any health agency of the Department when specifically approved by the Assistant Secretary for Health.

SEC. 204. None of the funds contained in this Act shall be used to perform abortions except where the life of the mother would be endangered if the fetus were carried to term.

SEC. 205. Funds advanced to the National Institutes of Health Management Fund from appropriations in this Act shall be available for the expenses of sharing medical care facilities and resources pursuant to section 327(a) of the Public Health Service Act.

SEC. 206. Funds appropriated in this title for the Social Security Administration and the Office of Child Support Enforcement shall be available for not to exceed $5,000 for official reception and representation expenses related to income maintenance or child support enforcement activities of the Department when specifically approved by the Commissioner of Social Security.

SEC. 207. Funds appropriated in this title for the Health Care Financing Administration shall be available for not to exceed $2,000 for official reception and representation expenses when specifically approved by the Administrator of the Health Care Financing Administration.

SEC. 208. No funds appropriated for the fiscal year ending September 30, 1984, by this or any other Act, may be used to pay basic pay, special pays, basic allowance for subsistence and basic allowances for quarters of the commissioned corps of the Public Health Service described in section 204 of title 42, United States Code, at a level that exceeds 110 percent of the Executive Level I annual rate of basic pay.

SEC. 209. None of the funds appropriated in this title shall be used to transfer the general administration of programs authorized under the Native American Programs Act from the Department of Health and Human Services to the Department of the Interior.

This title may be cited as the "Department of Health and Human Services Appropriation Act, 1984".

[*Total, title II, Department of Health and Human Services:*

[*New budget (obligational) authority (net)*	*$72,517,050,000.*]
[*Appropriations, fiscal year 1984 (net)*	*64,745,050,000.*]
[*Appropriations, fiscal year 1985*	*7,772,000,000.*]
[*Trust fund limitations*	*3,718,303,000.*]
[*Limitation on trust fund transfer*	*1,041,637,000.*]

TITLE III—DEPARTMENT OF EDUCATION

COMPENSATORY EDUCATION FOR THE DISADVANTAGED

For carrying out chapter 1 of the Education Consolidation and Improvement Act of 1981, $3,480,000,000 to become available on July $3,480,000,000

1, 1984, and remain available until September 30, 1985: *Provided,* That no funds shall be used for the purposes of section 554(a)(1)(B), $4,746,000 shall be available for purposes of section 555(d) to provide technical assistance and evaluate programs, $258,024,000 shall be available for the purposes of section 554(a)(2)(A), $146,520,000 shall be available for purposes of section 554(a)(2)(B), $32,616,000 shall be available for purposes of section 554(a)(2)(C) and $34,414,000 shall be available for purposes of section 554(b)(1)(D).

For carrying out section 418 of the Higher Education Act, $7,500,000.

$7,500,000

[*Total, Compensatory Education for the Disadvantaged, $3,487,500,000.*]

SPECIAL PROGRAMS

For carrying out the consolidated programs and projects authorized under chapter 2 of the Education Consolidation and Improvement Act of 1981; title IX, part C of the Elementary and Secondary Education Act; title IV of the Civil Rights Act of 1964; the Follow Through Act; sections 1524 and 1525 of the Education Amendments of 1978; and Public Law 92-506, $527,867,000: *Provided,* That $450,655,000 to carry out the State block grant program authorized under chapter 2 of the Education Consolidation and Improvement Act shall become available for obligation on July 1, 1984, and shall remain available until September 30, 1985: *Provided further,* That $28,765,000 for the purpose of subchapter D of the Education Consolidation and Improvement Act shall become available for obligation on October 1, 1983: *Provided further,* That $1,000,000 of the amount appropriated above for the purpose of Public Law 92-506 shall become available on July 1, 1984, and shall remain available until September 30, 1985.

527,867,000

BILINGUAL EDUCATION

For carrying out, to the extent not otherwise provided, title VII of the Elementary and Secondary Education Act and part B, subpart 3 of the Vocational Education Act, as amended, $139,365,000 of which $3,686,000 for part B, subpart 3 of the Vocational Education Act shall become available on July 1, 1984, and shall remain available until September 30, 1985.

139,365,000

SCHOOL ASSISTANCE IN FEDERALLY AFFECTED AREAS

For carrying out title I of the Act of September 30, 1950, as amended (20 U.S.C. ch. 13), $565,000,000, of which $20,000,000 shall be for entitlements under section 2 of said Act, $10,000,000 shall be for payments under section 7 of said Act and $535,000,000 shall be for entitlements under section 3 of said Act of which $457,500,000 shall be for entitlements under section 3(a) of said Act: *Provided,* That payment with respect to entitlements under section 3(a) to any local educational agency described in section 3(d)(1)(A) of said Act shall be at 100 per centum of entitlement except that payment to such agency attributable to children who reside on property which is described in section 403(1)(C) of said Act shall be limited to 15 per centum of entitlement: *Provided further,* That payment with respect to entitlements under section 3(a) to any local educational agency not described in section 3(d)(1)(A) shall be ratably reduced from 100 per centum of entitlement except that payment to such agency attributable to children who reside on property which is described in section 403(1)(C) shall be ratably reduced from 15 per centum of entitlement: *Provided further,* That payment with respect to entitlements under section 3(b) of said Act to any local educational agency in which 20 per centum or more of the total average daily attend-

565,000,000

ance is made up of children determined eligible under section 3(b) shall be at 50 per centum of entitlement and payment with respect to entitlements under section 3(b) of said Act to any local educational agency in which less than 20 per centum of the total average daily attendance is made up of children determined eligible under section 3(b) shall be ratably reduced from 100 per centum of entitlement: *Provided further,* That no payments shall be made under section 3 to any local educational agency whose payment under that section fails to exceed $5,000: *Provided further,* That the provisions of section 5(c) of said Act shall not apply to funds provided herein: *Provided further,* That no payments shall be made under section 7 of said Act to any local educational agency whose need for assistance under that section fails to exceed the lesser of $10,000 or 5 per centum of the district's current operating expenditures during the fiscal year preceding the one in which the disaster occurred: *Provided further,* That section 305(b)(2) of the Education Amendments of 1974 shall not apply to funds provided herein: *Provided further,* That for the duration of the provisions of this Act, section 5(c) of the Act of September 30, 1950 (Public Law 874, 81st Congress), is amended by adding at the end thereof the following: "In the determination of amounts of payments made on the basis of entitlements established under sections 2, 3 and 4 after October 1, 1983, by reason of any provision of law other than this Act which places any additional restriction on payments based on the concentration of children counted under subsection (a) or (b) of section 3 in the schools of the local education agency, such restriction shall be applied, in the case of any State (other than a territory or possession of the United States) within which there is only one local educational agency, by treating each administrative school district within such State as a local educational agency (solely for the purpose of computing the amount of such payments).". This provision shall no longer be in effect upon enactment into public law of similar language by the duly recognized authorization committees; further this provision shall not result in an increase to the State of Hawaii in an amount in excess of 50 per centum of that which the State would have received without the enactment of this provision.

For carrying out the Act of September 23, 1950, as amended (20 U.S.C. ch. 19), $20,000,000 which shall remain available until expended, shall be for providing school facilities as authorized by said Act: *Provided,* That with the exception of $8,500,000 for section 10 of said Act and $8,500,000 for section 14 (a) and (b) of said Act, none of the funds contained herein for providing school facilities shall be available to pay for any other section of the Act of September 23, 1950, until payment has been made of 100 per centum of the amounts payable under sections 5 and 14(c) of said Act. $20,000,000

[*Total, School Assistance in Federally Affected Areas, $585,000,000.*]

EDUCATION FOR THE HANDICAPPED

For carrying out the Education of the Handicapped Act, $1,214,445,000 of which $1,043,875,000 for section 611 and $26,330,000 for section 619 shall become available for obligation on July 1, 1984, and shall remain available until September 30, 1985: *Provided,* That of the amounts appropriated $21,100,000 shall be for early childhood education; and $5,000,000 shall be for regional, vocational, adult and postsecondary programs: *Provided further,* That of the amounts appropriated $6,000,000 for secondary education and transitional services for the handicapped shall become available upon the enactment of legislation authorizing such activities: *Provided further,* That of the $3,100,000 appropriated for special studies $2,600,000 shall become available upon the enactment of legislation expanding existing requirements under this activity. 1,214,445,000

REHABILITATION SERVICES AND HANDICAPPED RESEARCH

For carrying out, to the extent not otherwise provided, the Rehabilitation Act of 1973, as amended, and the International Health Research Act of 1960, $1,111,400,000, of which $991,028,554 shall be for allotments under section 100(b)(1), $2,871,446 shall be for activities under section 110(b)(3), and $2,000,000 shall be made available for evaluation activities under section 14. $1,111,400,000

VOCATIONAL AND ADULT EDUCATION

For carrying out, to the extent not otherwise provided, the Vocational Education Act, and the Adult Education Act, $831,314,000 which shall become available for obligation on July 1, 1984, and shall remain available until September 30, 1985, except that $8,178,000 for part B, subpart 2 of the Vocational Education Act shall become available for obligation on July 1, 1984, and shall remain available until expended: *Provided,* That $7,000,000 for State advisory councils under section 105 of the Vocational Education Act shall first be used to provide to each State, the District of Columbia, Puerto Rico, the Virgin Islands, American Samoa, Guam, Trust Territory of the Pacific Islands, and Northern Mariana Islands an amount at least equal to the amount it received in the previous fiscal year, and the remainder shall be distributed equally among the aforesaid recipients of these funds: *Provided further,* That not to exceed $99,590,000 shall be for carrying out part A, subpart 3, of the Vocational Education Act: *Provided further,* That $2,243,100 shall be made available for the National Occupational Information Coordinating Committee. 831,314,000

STUDENT FINANCIAL ASSISTANCE

For carrying out subparts 1, 2, and 3 of part A, and parts C and E of title IV of the Higher Education Act, $3,976,860,000 which shall remain available until September 30, 1985: *Provided,* That amounts appropriated for Pell Grants shall be available first to meet any insufficiencies in entitlements resulting from the payment schedule for Pell Grants published by the Secretary of Education for the 1983–1984 academic year: *Provided further,* That pursuant to section 411(b)(4)(A) of the Higher Education Act, amounts appropriated herein for Pell Grants which exceed the amounts required to meet the payments schedule published for any fiscal year by 15 per centum or less shall be carried forward and merged with amounts appropriated for the next fiscal year: *Provided further,* That the maximum grant a student may receive in the 1984–1985 academic year shall be $1,900 notwithstanding section 411(a)(2) and section 411(b)(5) of the Higher Education Act: *Provided further,* That notwithstanding section 413D(a) and subsections (a), (b), (c), and (e) of section 442 of the Higher Education Act, the Secretary shall apportion funds among the States so that each State's apportionment under the Supplemental Educational Opportunity Grant Program or Work-Study Program bears the same ratio to the total amount appropriated under each program as that State's apportionment in fiscal year 1981 for each program bears to the total amount appropriated for fiscal year 1981 for each program: *Provided further,* That with regard to the Supplemental Educational Opportunity Grant and Work-Study Programs notwithstanding the second sentence of section 413D(b)(1)(B)(ii) and section 446(a) of the Higher Education Act, from each jurisdiction's allotment of funds under each program, the Secretary shall allocate sums to institutions in that jurisdiction that did not receive an allocation in fiscal year 1979 (award year 1979–1980) under each program in a manner that will most effectively carry out the purposes of the Supplemental Educational 3,976,860,000

Opportunity Grant Program and the Work-Study Program, and shall allocate the sums remaining to institutions that received an allocation in fiscal year 1979 so that each institution's allocation bears the same ratio to the amount it would have received under section 413D(b)(1)(B)(ii) and section 446(a) as the remaining sums available for allocation bear to the sums necessary to satisfy allocations made pursuant to section 413D(b)(1)(B)(ii) and section 446(a): *Provided further,* That such sums as may be necessary shall be made available to compensate private debt collection agencies under contract with the Secretary of Education, as provided for in Public Law 97-365, from amounts collected by these private agencies on loans defaulted under part E of the Higher Education Act.

GUARANTEED STUDENT LOANS

For necessary expenses under title IV, part B of the Higher Education Act, $2,256,500,000 to remain available until expended. $2,256,500,000

HIGHER EDUCATION

For carrying out titles III; VI, parts A and B; VIII; IX, parts B, D, and E; title X; and sections 417, 420, and 734 of the Higher Education Act, and section 515(d) of the Omnibus Budget Reconciliation Act of 1981 (20 U.S.C. 1221e-1b(2)); and section 102(b)(6) of the Mutual Educational and Cultural Exchange Act of 1961, $403,366,000: *Provided,* That $24,500,000 made available for interest subsidy grants under section 734 of the Higher Education Act shall remain available until expended: *Provided further,* That sections 922(b)(2) and 922(e)(2) and the funding limitations set forth in section 922(e) of the Higher Education Act shall not apply to funds in this Act: *Provided further,* That such sums as may be necessary shall be made available to compensate private debt collection agencies under contract with the Secretary, as provided for in the Debt Collection Act of 1982 (Public Law 97-365), from amounts collected by these private agencies on loans defaulted under section 406 of the Omnibus Crime Control and Safe Streets Act of 1968 (Public Law 90-351) and under the Migration and Refugee Assistance Act of 1962 (Public Law 87-510): *Provided further,* That not less than $45,741,000 of funds appropriated for title III of the Higher Education Act shall be available only to historically black colleges and universities: *Provided further,* That authority is hereby provided to enable the Secretary of Education to expend funds appropriated in Public Law 98-63 in accordance with the directives expressed on page 53 of House Report 98-398 accompanying H.R. 3069 making supplemental appropriations for the fiscal year ending September 30, 1983. 403,366,000

For providing financial assistance to the Maureen and Mike Mansfield Foundation, $5,000,000. 5,000,000

[*Total, Higher Education, $408,366,000.*]

HIGHER EDUCATION FACILITIES LOANS AND INSURANCE

For the payment of principal and interest on participation certificates as authorized by the Department of Health, Education, and Welfare Appropriation Act, 1968, issued by the Government National Mortgage Association as trustee on the behalf of the Department of Education pursuant to the Federal National Mortgage Association Act (12 U.S.C. 1717(c)), and for the payment of interest expenses to the Department of the Treasury as required by title VII, section 733(b)(2) of the Higher Education Act, $19,846,000 to remain available until expended. 19,846,000 The Secretary is hereby authorized to make such expenditures, within the limits of funds available under this heading and in accord with law, and to make such contracts and commitments without regard to fiscal year limitation as provided by section 104 of the Government Corporation Control Act (31 U.S.C. 9104) as may be necessary in carrying out the program set forth in the budget for the current fiscal year. During fiscal year 1984, no new commitments for loans may be made from this account.

COLLEGE HOUSING LOANS

The aggregate amount of commitments for loans made from the fund established pursuant to title IV of the Housing Act of 1950, as amended (12 U.S.C. 1749), for the fiscal year 1984 shall not exceed the total of loan repayments and other income available during such period, less operating costs. Payments of insufficiencies in fiscal year 1984 as may be required by the Government National Mortgage Association, as trustee, on account of outstanding beneficial interests or participations issued pursuant to section 302(c) of the Federal National Mortgage Association Charter Act, as amended (12 U.S.C. 1717) shall be made from the fund established pursuant to title IV of the Housing Act of 1950, as amended (12 U.S.C. 1749) using loan repayments and other income available during fiscal year 1984. During fiscal year 1984 and within the resources and authority available, gross commitments for the principal amount of direct loans shall be $40,000,000. *$40,000,000 (recapture of repayments)*

EDUCATIONAL RESEARCH AND STATISTICS

For necessary expenses to carry out sections 405 and 406 of the General Education Provisions Act, as amended, $56,978,000: *Provided*, That none of the funds appropriated in this Act shall be used to conduct a re-competition of regional educational laboratories and research and development centers. 56,978,000

EDUCATION AND RESEARCH OVERSEAS (SPECIAL FOREIGN CURRENCY PROGRAM)

For payments in foreign currencies which the Treasury Department determines to be in excess of the normal requirements of the United States, for necessary expenses of the Department of Education, as authorized by law, $1,133,000, to remain available until expended. 1,133,000

LIBRARIES

For carrying out, to the extent not otherwise provided, titles I and III of the Library Services and Construction Act (20 U.S.C., ch. 16); title II, part B except section 224, and part C of the Higher Education Act, notwithstanding the provisions of section 221, $86,880,000. 86,880,000

[*Total, Department of Education, $14,703,454,000.*]

SPECIAL INSTITUTIONS

AMERICAN PRINTING HOUSE FOR THE BLIND

For carrying out the Act of March 3, 1879, as amended (20 U.S.C. 101-105), $5,000,000. 5,000,000

NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

For carrying out the National Technical Institute for the Deaf Act (20 U.S.C. 681 et seq.), $26,300,000. 26,300,000

GALLAUDET COLLEGE

For carrying out the Model Secondary School for the Deaf Act (80 Stat. 1027) and for the partial support of Gallaudet College authorized by the Act of June 18, 1954 (68 Stat. 265), $52,000,000. 52,000,000

HOWARD UNIVERSITY

For partial support of Howard University, $145,200,000. If requested by the university, construction financed by prior year appropriations to this account shall be supervised by the General Services Administration. $145,200,000

[*Total, Special Institutions, $228,500,000.*]

DEPARTMENTAL MANAGEMENT

SALARIES AND EXPENSES

For carrying out, to the extent not otherwise provided, the Department of Education Organization Act, including rental of conference rooms in the District of Columbia and hire of three medium sedans, $230,000,000. 230,000,000

OFFICE FOR CIVIL RIGHTS

For expenses necessary for the Office for Civil Rights, as authorized by section 203 of the Department of Education Organization Act, $49,396,000. 49,396,000

OFFICE OF THE INSPECTOR GENERAL

For expenses necessary for the Office of the Inspector General, as authorized by section 212 of the Department of Education Organization Act, $12,989,000. 12,989,000

[*Total, Departmental Management, $292,385,000.*]

GENERAL PROVISIONS

SEC. 301. None of the funds appropriated by this title for grants-in-aid of State agencies to cover, in whole or in part, the cost of operation of said agencies, including the salaries and expenses of officers and employees of said agencies, shall be withheld from the said agencies of any State which have established by legislative enactment and have in operation a merit system and classification and compensation plan covering the selection, tenure in office, and compensation of their employees, because of any disapproval of their personnel or the manner of their selection by the agencies of the said States, or the rates of pay of said officers or employees.

SEC. 302. Funds appropriated in this Act to the American Printing House for the Blind, Howard University, the National Technical Institute for the Deaf, and Gallaudet College shall be subject to audit by the Secretary of Education.

SEC. 303. None of the funds provided herein shall be used to pay any recipient of a grant for the conduct of research an amount equal to as much as the entire cost of such research.

SEC. 304. No part of the funds contained in this title may be used to force any school or school district which is desegregated as that term is defined in title IV of the Civil Rights Act of 1964, Public Law 88-352, to take any action to force the busing of students; to force on account of race, creed or color the abolishment of any school so desegregated; or to force the transfer or assignment of any student attending any elementary or secondary school so desegregated to or from a particular school over the protest of his or her parents or parent.

SEC. 305. (a) No part of the funds contained in this title shall be used to force any school or school district which is desegregated as that term is defined in title IV of the Civil Rights Act of 1964, Public Law 88-352, to take any action to force the busing of students; to require the abolishment of any school so desegregated; or to force on account of race, creed or color the transfer of students to or from a particular school so desegregated as a condition precedent to obtaining Federal funds otherwise available to any State, school district or school.

(b) No funds appropriated in this Act may be used for the transportation of students or teachers (or for the purchase of equipment for such transportation) in order to overcome racial imbalance in any school or school system, or for the transportation of students or teachers (or for the purchase of equipment for such transportation) in order to carry out a plan of racial desegregation of any school or school system.

SEC. 306. None of the funds contained in this Act shall be used to require, directly or indirectly, the transportation of any student to a school other than the school which is nearest the student's home, except for a student requiring special education, to the school offering such special education, in order to comply with title VI of the Civil Rights Act of 1964. For the purpose of this section an indirect requirement of transportation of students includes the transportation of students to carry out a plan involving the reorganization of the grade structure of schools, the pairing of schools, or the clustering of schools, or any combination of grade restructuring, pairing or clustering. The prohibition described in this section does not include the establishment of magnet schools.

SEC. 307. No funds appropriated under this Act may be used to prevent the implementation of programs of voluntary prayer and meditation in the public schools.

SEC. 308. Section 402(c) of the Housing Act of 1950 is amended—

(1) by striking out "and" at the end of clause (8);

(2) by redesignating clause (9) as clause (10); and

(3) by inserting after clause (8) the following:

"(9) for the prepayment in full of a loan under this title, provide a discount in an amount determined by the Secretary to be in the best financial interests of the Government, taking into account the yield on outstanding marketable obligations of the United States having maturities comparable to the remaining term of such loan, if (A) the prepayment is made from nonfederal sources, (B) the Secretary has received satisfactory assurances that the housing or other educational facilities financed with the loan will continue to be used for purposes related to the educational institution for the original term of the loan, (C) the prepayment is made prior to October 1, 1984; and".

SEC. 309. No funds appropriated in any Act to the Department of Education for fiscal years 1983 and 1984 shall be withheld from distribution to grantees because of the provisions of the order entered by the United States District Court for Northern District of Illinois on June 30, 1983: Provided, That the court's decree entered on September 24, 1980, shall remain in full force and effect.

This title may be cited as the "Department of Education Appropriation Act, 1984".

[*Total, Title III, Department of Education, new budget (obligational) authority, $15,224,339,000.*]

TITLE IV—RELATED AGENCIES

CORPORATION FOR PUBLIC BROADCASTING

PUBLIC BROADCASTING FUND

For payment to the Corporation for Public Broadcasting, as authorized by the Public Broadcasting Amendments Act of 1981, an amount which shall be available within limitations specified by said Act, for the fiscal year 1986, $130,000,000: *Provided,* That no funds made available to the Corporation for Public Broadcasting by this Act shall be used to pay for receptions, parties and similar forms of entertainment for government officials or employees: *Provided fur-*

$130,000,000 *(advance appropriations, fiscal year 1986)* *ther,* That none of the funds contained in this paragraph shall be available or used to aid or support any program or activity excluding from participation in, denying the benefits of, or discriminating against any person on the basis of race, color, national origin, religion or sex.

FEDERAL MEDIATION AND CONCILIATION SERVICE

SALARIES AND EXPENSES

For expenses necessary for the Federal Mediation and Conciliation Service to carry out the functions vested in it by the Labor Management Relations Act, 1947 (29 U.S.C. 171-180, 182), including expenses of the Labor Management Panel and boards of inquiry appointed by the President, hire of passenger motor vehicles, and rental of conference rooms in the District of Columbia; and for expenses necessary pursuant to Public Law 93-360 for mandatory mediation in health care industry negotiation disputes and for convening factfinding boards of inquiry appointed by the Director in the health care industry; and for expenses necessary for the Labor-Management Cooperation Act of 1978 (29 U.S.C. 125a); and for expenses necessary for the Service to carry out the functions vested in it by the Civil Service Reform Act, Public Law 95-454 (5 U.S.C. Chapter 71), $23,161,000. $23,161,000

FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

SALARIES AND EXPENSES

For expenses necessary for the Federal Mine Safety and Health Review Commission (30 U.S.C. 801 et seq.), $3,858,000. 3,858,000

NATIONAL COMMISSION ON LIBRARIES AND INFORMATION SCIENCE

SALARIES AND EXPENSES

For necessary expenses of the National Commission on Libraries and Information Science, established by the Act of July 20, 1970 (Public Law 91-345), $674,000. 674,000

NATIONAL LABOR RELATIONS BOARD

SALARIES AND EXPENSES

For expenses necessary for the National Labor Relations Board to carry out the functions vested in it by the Labor-Management Relations Act, 1947, as amended (29 U.S.C. 141-167), and other laws, $133,594,000: *Provided,* That no part of this appropriation shall be available to organize or assist in organizing agricultural laborers or used in connection with investigations, hearings, directives, or orders concerning bargaining units composed of agricultural laborers as referred to in section 2(3) of the Act of July 5, 1935 (29 U.S.C. 152), and as amended by the Labor-Management Relations Act, 1947, as amended, and as defined in section 3(f) of the Act of June 25, 1938 (29 U.S.C. 203), and including in said definition employees engaged in the maintenance and operation of ditches, canals, reservoirs, and waterways when maintained or operated on a mutual, nonprofit basis and at least 95 per centum of the water stored or supplied thereby is used for farming purposes. 133,594,000

National Mediation Board

SALARIES AND EXPENSES

For expenses necessary to carry out the provisions of the Railway Labor Act, as amended (45 U.S.C. 151–188), including emergency boards appointed by the President, $6,238,000. $6,238,000

Occupational Safety and Health Review Commission

SALARIES AND EXPENSES

For the expenses necessary for the Occupational Safety and Health Review Commission, $5,982,000. 5,982,000

Prospective Payment Assessment Commission

For expenses necessary to carry out section 601 of Public Law 98-21, $1,500,000 to be transferred to this appropriation from the Federal Hospital Insurance and the Federal Supplementary Medical Insurance Trust Funds to remain available until expended. *1,500,000 (trust funds)*

Railroad Retirement Board

DUAL BENEFITS PAYMENTS ACCOUNT

For payment to the Dual Benefits Payments Account, authorized under section 15(d) of the Railroad Retirement Act of 1974, $420,000,000, which shall be credited to the account in 12 approximately equal amounts on the first day of each month in the fiscal year. 420,000,000

LIMITATION ON ADMINISTRATION

For expenses necessary for the Railroad Retirement Board, $56,046,000 to be derived from the railroad retirement accounts: *Provided*, That such portion of the foregoing amount as may be necessary shall be available for the payment of personnel compensation and benefits for not less than 1,162 full-time-equivalent employees: *Provided further*, That $500,000 of the foregoing amount shall be available only to the extent necessary to process workloads not anticipated in the budget estimates and after maximum absorption of the costs of such workloads within the remainder of the existing limitation has been achieved: *Provided further*, That notwithstanding any other provisions in law, no portion of this limitation shall be available for payments of standard level user charges pursuant to section 210(j) of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 490(j); 45 U.S.C. 228 a-r). *56,046,000 (trust funds)*

LIMITATION ON RAILROAD UNEMPLOYMENT INSURANCE ADMINISTRATION FUND

For further expenses necessary for the Railroad Retirement Board, for administration of the Railroad Unemployment Insurance Act, not less than $16,082,000 shall be apportioned for fiscal year 1984 pursuant to section 3679 of the Revised Statutes, as amended (31 U.S.C. 655) from moneys credited to the railroad unemployment insurance administration fund, and of this amount $6,659,000 shall be derived from contributions credited to the railroad unemployment insurance account and shall be credited to the railroad unemployment insurance administration fund as authorized by section 11(a)(iv) of the Railroad Unemployment Insurance Act: *Provided*, That such portion of the foregoing amount as may be necessary shall be available for the payment of personnel compensation and benefits for not less than 416 full-time-equivalent employees.

SOLDIERS' AND AIRMEN'S HOME

OPERATION AND MAINTENANCE

For maintenance and operation of the United States Soldiers' and Airmen's Home, to be paid from the Soldiers' and Airmen's Home permanent fund, $30,924,000: *Provided,* That this appropriation shall not be available for the payment of hospitalization of members of the Home in United States Army hospitals at rates in excess of those prescribed by the Secretary of the Army upon recommendation of the Board of Commissioners and the Surgeon General of the Army.

$30,924,000
(trust funds)

CAPITAL OUTLAY

For construction and renovation of the physical plant, to be paid from the Soldiers' and Airmen's Home permanent fund, $4,550,000, to remain available until expended.

4,550,000
(trust funds)

[*Total, Soldiers' and Airmen's Home (trust funds), $35,474,000.*]

[*Total, title IV, Related Agencies:*

[*New budget (obligational) authority*	*$723,507,000.*]
[*Fiscal year 1984*	*593,507,000.*]
[*Fiscal year 1986*	*130,000,000.*]
[*Trust fund limitations*	*93,020,000.*]

TITLE V—GENERAL PROVISIONS

SEC. 501. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 502. No part of any appropriation contained in this Act shall be expended by any executive agency, as referred to in the Office of Federal Procurement Policy Act (41 U.S.C. 401 et seq.), pursuant to any obligation for services by contract, unless such executive agency has awarded and entered into such contract in full compliance with such Act and regulations promulgated thereunder.

SEC. 503. Appropriations contained in this Act, available for salaries and expenses, shall be available for services as authorized by 5 U.S.C. 3109 but at rates for individuals not to exceed the per diem rate equivalent to the rate for GS–18.

SEC. 504. Appropriations contained in this Act, available for salaries and expenses, shall be available for uniforms or allowances therefor as authorized by law (5 U.S.C. 5901–5902).

SEC. 505. Appropriations contained in this Act, available for salaries and expenses, shall be available for expenses of attendance at meetings which are concerned with the functions or activities for which the appropriation is made or which will contribute to improved conduct, supervision, or management of those functions or activities.

SEC. 506. No part of the funds appropriated under this Act shall be used to provide a loan, guarantee of a loan, a grant, the salary of or any remuneration whatever to any individual applying for admission, attending, employed by, teaching at, or doing research at an institution of higher education who has engaged in conduct on or after August 1, 1969, which involves the use of (or the assistance to others in the use of) force or the threat of force or the seizure of property under the control of an institution of higher education, to require or prevent the availability of certain curricula, or to prevent the faculty, administrative officials, or students in such institution from engaging in their duties or pursuing their studies at such institution.

SEC. 507. The Secretaries of Labor, Education, and Health and Human Services are authorized to transfer unexpended balances of prior appropriations to accounts corresponding to current appropriations provided in this Act: *Provided*, That such transferred balances are used for the same purpose, and for the same periods of time, for which they were originally appropriated.

SEC. 508. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 509. No part of any appropriation contained in this Act shall be used, other than for normal and recognized executive-legislative relationships, for publicity or propaganda purposes, for the preparation, distribution, or use of any kit, pamphlet, booklet, publication, radio, television, or film presentation designed to support or defeat legislation pending before the Congress, except in presentation to the Congress itself.

No part of any appropriation contained in this Act shall be used to pay the salary or expenses of any grant or contract recipient, or agent acting for such recipient, related to any activity designed to influence legislation or appropriations pending before the Congress.

SEC. 510. The Secretaries of Labor, Education, and Health and Human Services are each authorized to make available not to exceed $7,500 from funds available for salaries and expenses under titles I, II, and III, respectively, for official reception and representation expenses; the Director of the Federal Mediation and Conciliation Service is authorized to make available for official reception and representation expenses not to exceed $2,500 from the funds available for "Salaries and expenses, Federal Mediation and Conciliation Service"; and the Chairman of the National Mediation Board is authorized to make available for official reception and representation expenses not to exceed $2,500 from funds available for "Salaries and expenses, National Mediation Board".

SEC. 511. None of the funds appropriated by this Act shall be used to pay for any research program or project or any program, project, or course which is of an experimental nature, or any other activity involving human participants, which is determined by the Secretary or a court of competent jurisdiction to present a danger to the physical, mental, or emotional well-being of a participant or subject of such program, project, or course, without the written, informed consent of each participant or subject, or a participant's parents or legal guardian, if such participant or subject is under eighteen years of age. The Secretary shall adopt appropriate regulations respecting this section.

SEC. 512. None of the funds provided in this Act to any department or agency may be expended for the transportation of any officer or employee of such department or agency between his domicile and his place of employment, with the exception of the Secretaries of Labor, Health and Human Services, and Education, who under title 5, United States Code, section 101 are exempted from such limitations.

This Act may be cited as the "Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriation Act, 1984".

Approved, October 31, 1983.

LEGISLATIVE HISTORY—H.R. 3913

HOUSE REPORTS: No. 98-357 (Comm. on Appropriations) and No. 98-422 (Comm. of Conference).
SENATE REPORT No. 98-247 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Sept. 22, considered and passed House.
  Oct. 4, considered and passed Senate, amended.
  Oct. 20, House agreed to conference report; concurred in certain Senate amendments and in others with amendments. Senate agreed to conference report; concurred in House amendments.

Grand total:		
Definite appropriations (net)	[1] $104,283,606,000	
Fiscal year 1984 (net)	(96,531,883,000)	
Fiscal year 1985	(7,772,000,000)	
Fiscal year 1986	(130,000,000)	
Indefinite appropriations	150,277,000	
Trust fund limitations	*(3,811,323,000)*	
Limitation on trust fund transfers	*(4,361,187,000)*	
Limitation on guaranteed loans	*(40,000,000)*	
Total new budget (obligational) authority, Departments of Labor, Health and Human Services and Education, and Related Agencies Appropriation Act, 1984 (net)		[1] $104,433,883,000

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 provided in the foregoing annual appropriation act, the following additional amounts are available for the Departments of Labor, Health and Human Services, and Education for the fiscal year:

Permanent appropriations:		
Federal funds (pp. 1002-1003)	$7,611,000	
Trust funds (pp. 1015-1017)	263,413,807,000	
Appropriations in legislative acts:		
Unemployment insurance, trust fund (p. 1153)	44,000,000	
Federal hospital insurance, trust fund (p. 1153)	1,049,000,000	
Federal old-age and survivors insurance, trust fund (p. 1153)	10,675,000,000	
Federal disability insurance, trust fund (p. 1153)	1,756,000,000	
Unemployment insurance, trust fund (P.L. 98-21) (p. 1153)	−25,000,000	
Unemployment insurance, trust fund (P.L. 98-92) (p. 1153)	8,000,000	
Unemployment insurance, trust fund (P.L. 98-118) (p. 1153)	195,000,000	
Unemployment insurance, trust fund (P.L. 98-135) (p. 1153)	3,600,000,000	
Appropriations for fiscal year 1984 made during previous sessions of Congress:		
97th Cong., 2d session:		
Health Care Financing Administration: Grants to states for Medicaid (p. 331, 1982-1983 volume)	5,105,600,000	
Social Security Administration:		
Assistance payments program (p. 332, 1982-1983 volume)	1,718,000,000	
Child support enforcement (p. 332, 1982-1983 volume)	118,000,000	
Departmental Management: Office of the Inspector General (p. 334, 1982-1983 volume)	10,000,000	
Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984: Food and Drug Administration (p. 111)	387,449,000	
Department of HUD—Independent Agencies Appropriation Act, 1984: Office of Consumer Affairs (p. 222)	2,011,000	
Department of the Interior and Related Agencies Appropriations Act, 1984:		
Department of Health and Human Services (pp. 258-259)	824,003,000	
Department of Education (p. 260)	68,780,000	
Supplemental Appropriations Act, 1984:		
Department of Education (p. 500)	500,000	
Further Continuing Appropriations, 1984 (Public Law 98-151):		
Department of Health and Human Services (p. 520)	807,020,000	
Department of Education (p. 522)	78,700,000	
Department of Health and Human Services (pp. 522 and 528-529)	11,000,000	
Subtotal, additions (net)		289,854,481,000

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[1] Does not include $323,000,000 of FY 1983 appropriations in this bill to liquidate FY 1983 indefinite appropriations for various accounts.

Deduct advance appropriations for fiscal years 1985 and 1986 and amounts transferred to the General Government totals:

Advance appropriations for fiscal year 1985:		
Department of Health and Human Services:		
Health Care Financing Administration: Grants to States for Medicaid (p. 281)	$5,552,000,000	
Social Security Administration:		
Assistance payments program (p. 283)	2,073,000,000	
Child support enforcement (p. 283)	138,000,000	
Departmental Management: Office of the Inspector General (p. 286)	9,000,000	
Advance appropriations for fiscal year 1986:		
Corporation for Public Broadcasting (pp. 294-295)	130,000,000	
General Government:		
Federal Mediation and Conciliation Service (p. 295)	23,161,000	
Federal Mine Safety and Health Review Commission (p. 295).	3,858,000	
National Commission on Libraries and Information Science (p. 295)	674,000	
National Labor Relations Board (p. 295)	133,594,000	
National Mediation Board (p. 296)	6,238,000	
Occupational Safety and Health Review Commission (p. 296).	5,982,000	
Railroad Retirement Board (p. 296)	420,000,000	
Subtotal, deductions		−$8,495,507,000
Grand total, Departments of Labor, Health and Human Services, and Education (net)		385,792,857,000

LEGISLATIVE BRANCH APPROPRIATION ACT, 1984

Public Law 98-51

98th Congress, H.R. 3135

July 14, 1983

AN ACT

Making appropriations for the Legislative Branch for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Legislative Branch for the fiscal year ending September 30, 1984, and for other purposes, namely:

TITLE I—CONGRESSIONAL OPERATIONS

SENATE

MILEAGE OF THE VICE PRESIDENT AND SENATORS AND EXPENSE ALLOWANCES OF THE VICE PRESIDENT, THE PRESIDENT PRO TEMPORE, MAJORITY AND MINORITY LEADERS, AND MAJORITY AND MINORITY WHIPS

MILEAGE OF THE VICE PRESIDENT AND SENATORS

For mileage of the Vice President and Senators of the United States, $60,000. $60,000

EXPENSE ALLOWANCES OF THE VICE PRESIDENT, THE PRESIDENT PRO TEMPORE, MAJORITY AND MINORITY LEADERS, AND MAJORITY AND MINORITY WHIPS

For expense allowances of the Vice President, $10,000; the President Pro Tempore of the Senate, $10,000; Majority Leader of the Senate, $10,000; Minority Leader of the Senate, $10,000; Majority Whip of the Senate, $5,000; and Minority Whip of the Senate, $5,000; in all, $50,000. 50,000

[*Total, Vice President and Senators, $110,000.*]

SALARIES, OFFICERS AND EMPLOYEES

For compensation of officers, employees, clerks to Senators, and others as authorized by law, including agency contributions and longevity compensation as authorized, which shall be paid from this appropriation without regard to the below limitations, as follows:

OFFICE OF THE VICE PRESIDENT

For the Office of the Vice President, $1,031,000. 1,031,000

OFFICE OF THE PRESIDENT PRO TEMPORE

For Office of the President Pro Tempore, $139,000. $139,000

OFFICES OF THE MAJORITY AND MINORITY LEADERS

For Offices of the Majority and Minority Leaders, $881,000. 881,000

OFFICES OF THE MAJORITY AND MINORITY WHIPS

For Offices of the Majority and Minority Whips, $291,000. 291,000

CONFERENCE COMMITTEES

For the Conference of the Majority and the Conference of the Minority, at rates of compensation to be fixed by the Chairman of each such committee, $506,000 for each such committee; in all, $1,012,000. 1,012,000

OFFICES OF THE SECRETARIES OF THE CONFERENCE OF THE MAJORITY AND THE CONFERENCE OF THE MINORITY

For Offices of the Secretaries of the Conference of the Majority and the Conference of the Minority, $156,000. 156,000

OFFICE OF THE CHAPLAIN

For Office of the Chaplain, $83,000. 83,000

OFFICE OF THE SECRETARY

For Office of the Secretary, $6,602,000. 6,602,000

ADMINISTRATIVE, CLERICAL, AND LEGISLATIVE ASSISTANCE TO SENATORS

For administrative, clerical, and legislative assistance to Senators, $94,900,000. 94,900,000

OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER

For Office of the Sergeant at Arms and Doorkeeper, $32,123,000. 32,123,000

OFFICES OF THE SECRETARIES FOR THE MAJORITY AND MINORITY

For Offices of the Secretary for the Majority and the Secretary for the Minority, $775,000. 775,000

AGENCY CONTRIBUTIONS

For agency contributions for employee benefits, as authorized by law, $15,354,000. 15,354,000

[*Total, salaries, officers and employees, $153,347,000.*]

OFFICE OF THE LEGISLATIVE COUNSEL OF THE SENATE

For salaries and expenses of the Office of the Legislative Counsel of the Senate, $1,280,000. 1,280,000

OFFICE OF SENATE LEGAL COUNSEL

For salaries and expenses of the Office of Senate Legal Counsel, $545,000. 545,000

Expense Allowances of the Secretary of the Senate, Sergeant at Arms and Doorkeeper of the Senate, and Secretaries for the Majority and Minority of the Senate

For expense allowances of the Secretary of the Senate, $3,000; Sergeant at Arms and Doorkeeper of the Senate, $3,000; Secretary for the Majority of the Senate, $3,000; Secretary for the Minority of the Senate, $3,000; in all, $12,000. $12,000

Contingent Expenses of the Senate

SENATE POLICY COMMITTEES

For salaries and expenses of the Majority Policy Committee and the Minority Policy Committee, $856,000 for each such committee; in all, $1,712,000. 1,712,000

INQUIRIES AND INVESTIGATIONS

For expenses of inquiries and investigations ordered by the Senate, or conducted pursuant to section 134(a) of Public Law 601, Seventy-ninth Congress, as amended, section 112 of Public Law 96-304 and Senate Resolution 281, agreed to March 11, 1980, $45,698,000. 45,698,000

SECRETARY OF THE SENATE

For expenses of the Office of the Secretary of the Senate, $390,000. 390,000

SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

For expenses of the Office of the Sergeant at Arms and Doorkeeper of the Senate, $32,869,000. 32,869,000

MISCELLANEOUS ITEMS

For miscellaneous items, $9,174,000. 9,174,000

STATIONERY (REVOLVING FUND)

For stationery for the President of the Senate, $4,500, for officers of the Senate and the Conference of the Majority and the Conference of the Minority of the Senate, $34,500; in all, $39,000. 39,000

[*Total, contingent expenses of the Senate, $89,882,000.*]

Administrative Provisions

Sec. 101. (a) Effective October 1, 1983, there is established within the Offices of the Majority and Minority Leaders the positions of Assistant to the Majority Leader for Floor Operations and Assistant to the Minority Leader for Floor Operations, respectively. Individuals appointed to such positions by the Majority Leader and Minority Leader, respectively, shall receive compensation at a rate fixed by the appropriate Leader not to exceed the maximum annual rate of gross compensation of the Assistant Secretary of the Senate.

(b) Effective October 1, 1983, the positions of Assistant to the Majority Leader for Floor Operations and Assistant to the Minority Leader for Floor Operations established by the Supplemental Appropriations Act, 1977 (2 U.S.C. 61h-5), are abolished.

Sec. 102. (a) Section 506(e) of the Supplemental Appropriations Act, 1973 (2 U.S.C. 58(e)) is amended—

(1) in the first sentence thereof, by inserting ", essential travel-related expenses (as defined hereafter in this subsection)," immediately after "actual transportation expenses"; and

(2) by inserting immediately after the third sentence thereof, the following new sentence: "As used in this subsection, the term 'essential travel-related expenses' means travel expenses (other than transportation expenses) which are essential to the transaction of official business while the Senator or employee is away from his official station or post of duty.".

SEC. 103. (a) Effective October 1, 1983—

(1) there shall be, within the contingent fund of the Senate, a separate account for the "Secretary of the Senate", and a separate account for the "Sergeant at Arms and Doorkeeper of the Senate";

(2) the account for "Automobiles and Maintenance", within the contingent fund of the Senate, is abolished, and funds for the purchase, lease, exchange, maintenance, and operation of vehicles for the Senate shall be included in the separate account, established by paragraph (1), for the "Sergeant at Arms and Doorkeeper of the Senate"; and

(3) the account for "Postage Stamps", within the contingent fund of the Senate, is abolished; and funds for special delivery postage of the Office of the Secretary of the Senate shall be included in the separate account, established by paragraph (1), for the "Secretary of the Senate"; funds for special delivery postage of the Sergeant at Arms and Doorkeeper of the Senate shall be included in the separate account, established by paragraph (1), for the "Sergeant at Arms and Doorkeeper of the Senate"; and postage stamps for the Secretaries for the Majority and the Minority and other offices and officers of the Senate, as authorized by law, shall be included in the account for "Miscellaneous Items", within the contingent fund of the Senate.

(b) Any provision of law which was enacted, or any Senate resolution which was agreed to, prior to October 1, 1983, and which authorizes moneys in the contingent fund of the Senate to be expended by or for the use of the Secretary of the Senate, or his office (whether generally or from a specified account within such fund) may on and after October 1, 1983, be construed to authorize such moneys to be expended from the separate account, within such fund, established by subsection (a)(1) for the "Secretary of the Senate"; and any provision of law which was enacted prior to October 1, 1983, and which authorizes moneys in the contingent fund of the Senate to be expended by or for the use of the Sergeant at Arms and Doorkeeper of the Senate, or his office (whether generally or from a specified account within such fund) may on and after October 1, 1983, be construed to authorize such moneys to be expended from the separate account, within such fund, established by subsection (a)(1) for the "Sergeant at Arms and Doorkeeper of the Senate".

SEC. 104. From funds available for any fiscal year (commencing with the fiscal year ending September 30, 1984), the Secretary of the Senate shall advance to the Sergeant at Arms and Doorkeeper of the Senate for the purpose of defraying office expenses such sums (for which the Sergeant at Arms and Doorkeeper shall be accountable) not in excess of $1,000 at any one time, as such Sergeant at Arms shall from time to time request; except that the aggregate of the sums so advanced during the fiscal year shall not exceed $10,000. In accordance with the provisions of this section, a detailed voucher shall be submitted to the Secretary of the Senate by such Sergeant at Arms whenever necessary, in order to replenish funds expended.

SEC. 105. With the approval of the President Pro Tempore of the Senate, the Legislative Counsel of the Senate may make such expenditures as may be necessary or appropriate for the functioning of the Office of the Legislative Counsel of the Senate.

Sec. 106. Funds expended by the Legislative Counsel of the Senate or the Senate Legal Counsel for travel and related expenses shall be subject to the same regulations and limitations (insofar as they are applicable) as those which the Senate Committee on Rules and Administration prescribes for application to travel and related expenses for which payment is authorized to be made from the contingent fund of the Senate.

Sec. 107. Subsections (a) and (b) of section 106 of the Legislative Branch Appropriation Act, 1963 (2 U.S.C. 60j) on or after October 1, 1983 shall not apply to any individual whose pay is disbursed by the Secretary of the Senate; except that, any individual who prior to such date was entitled to longevity compensation under such subsections on the basis of service performed prior to such date shall continue to be entitled to such compensation, but no individual shall accrue any longevity compensation on the basis of service performed on or after such date.

[*Total, Senate, $245,176,000.*]

HOUSE OF REPRESENTATIVES

Mileage of Members

For mileage of Members, as authorized by law, $210,000. $210,000

House Leadership Offices

For salaries and expenses, as authorized by law, $3,005,000, including: Office of the Speaker, $721,000, including $18,000 for official expenses of the Speaker; Office of the Majority Floor Leader, $594,000, including $10,000 for official expenses of the Majority Leader; Office of the Minority Floor Leader, $667,000, including $10,000 for official expenses of the Minority Leader; Office of the Majority Whip, $548,000, including $1,000 for official expenses of the Majority Whip and not to exceed $135,180 for the Chief Deputy Majority Whip; Office of the Minority Whip, $475,000, including $1,000 for official expenses of the Minority Whip and not to exceed $71,380 for the Chief Deputy Minority Whip. 3,005,000

Salaries, Officers and Employees

For compensation and expenses of officers and employees, as authorized by law, $44,639,000, including: Office of the Clerk, $12,502,000; Office of the Sergeant at Arms, including overtime, as authorized by law, $17,173,000; Office of the Doorkeeper, including overtime, as authorized by law, $6,185,000; Office of the Postmaster, $1,845,000, including $36,205 for employment of substitute messengers and extra services of regular employees when required at the salary rate of not to exceed $15,123 per annum each; Office of the Chaplain, $68,000; Office of the Parliamentarian, including the Parliamentarian and $2,000 for preparing the Digest of Rules, $575,000; for salaries and expenses of the Office of the Law Revision Counsel of the House, $741,000; for salaries and expenses of the Office of the Legislative Counsel of the House, $3,085,000; six minority employees, $404,000; the House Democratic Steering Committee and Caucus, $542,000; the House Republican Conference, $542,000; and Other Authorized Employees, $977,000. 44,639,000

Such amounts as are deemed necessary for the payment of salaries of officers and employees under this head may be transferred between the various offices and activities within this appropriation, "Salaries, Officers and Employees", upon the approval of the Committee on Appropriations of the House of Representatives.

Committee Employees

For professional and clerical employees of standing committees, including the Committee on Appropriations and the Committee on the Budget, $34,734,000. $34,734,000

Committee on Appropriations (Studies and Investigations)

For salaries and expenses, studies and examinations of executive agencies, by the Committee on Appropriations, and temporary personal services for such committee, to be expended in accordance with section 202(b) of the Legislative Reorganization Act, 1946, and to be available for reimbursement to agencies for services performed, $3,700,000. 3,700,000

Committee on the Budget (Studies)

For salaries, expenses, and studies by the Committee on the Budget, and temporary personal services for such committee to be expended in accordance with sections 101(c), 606, 703, and 901(e), of the Congressional Budget Act of 1974, and to be available for reimbursement to agencies for services performed, $299,000. 299,000

Members' Clerk Hire

For staff employed by each Member in the discharge of his official and representative duties, $150,233,000. 150,233,000

Contingent Expenses of the House

ALLOWANCES AND EXPENSES

For allowances and expenses as authorized by House resolution or law, $103,242,000, including: Official Expenses of Members, $67,200,000; supplies, materials, administrative costs and Federal tort claims, $9,208,000; furniture and furnishings, $985,000; stenographic reporting of committee hearings, $700,000; reemployed annuitants reimbursement, $2,300,000; Government contributions to employees' life insurance fund, retirement fund, and health benefits fund, $22,349,000; and miscellaneous items including, but not limited to, purchase, exchange, maintenance, repair and operation of House motor vehicles, interparliamentary receptions and gratuities to heirs of deceased employees of the House, $500,000. 103,242,000

Such amounts as are deemed necessary for the payment of allowances and expenses under this head may be transferred between the various categories within this appropriation, "Allowances and Expenses", upon the approval of the Committee on Appropriations of the House of Representatives.

SPECIAL AND SELECT COMMITTEES

For salaries and expenses of special and select committees authorized by the House, $44,000,000. 44,000,000

[*Total, contingent expenses of the House, $147,242,000.*]

Administrative Provisions

Sec. 108. Of the amounts appropriated in fiscal year 1984 for the House of Representatives under the headings "Committee employees", "Special and select committees", "Salaries, officers and employees", "Allowances and expenses", and "Members' clerk hire", such amounts as are deemed necessary for the payment of salaries and expenses may be transferred among the aforementioned accounts upon approval of the Committee on Appropriations of the House of Representatives.

Sec. 109. Hereafter, no part of the funds appropriated by this or any other Act shall be available for planning or administering any user-reimbursement program or policy that requires reimbursement for computer services and equipment provided by the House Information Systems to the Committees of the House of Representatives or the House Leadership offices.

Sec. 110. The provisions of House Resolution 625, Ninety-seventh Congress, agreed to December 9, 1982, House Resolution 6, Ninety-eighth Congress, agreed to January 3, 1983, and House Resolution 64, Ninety-eighth Congress, agreed to February 8, 1983, shall be permanent law.

Sec. 111. (1) The provisions of House Resolution 1280, Ninety-fifth Congress, agreed to October 11, 1978, and House Resolution 1297, Ninety-fifth Congress, agreed to August 16, 1978, shall be permanent law, and the provisions of House Resolution 7, Ninety-sixth Congress, agreed to January 15, 1979, shall be permanent law during the period in which the position involved is held by the individual holding the position on the date of the enactment of this section.

(2) Effective January 3, 1978, section 8332(b) of title 5, United States Code, is amended—

(A) in paragraph (11), by striking out "and" at the end;

(B) in paragraph (12), by striking out the period at the end and inserting in lieu thereof "; and";

(C) by adding at the end the following new paragraph:

"(13) subject to sections 8334(c) and 8339(i) of this title, service performed on or after December 6, 1967, and before the effective date of this paragraph as an employee of the House Beauty Shop, only if he serves as such an employee for a period of at least five years after such effective date."; and

(D) by inserting after the sentence beginning "The Office of Personnel Management shall accept the certification of the Capitol Guide Board" the following new sentence: "The Office of Personnel Management shall accept the certification of the Clerk of the House of Representatives concerning service for the purpose of this subchapter of the type described in paragraph (13) of this subsection.".

Sec. 112. The funds provided under the provisions of sections 74(a)-4 and 333 of title 2, United States Code, shall be limited to use for the compensation of additional personnel and other necessary official expenses.

[*Total, House of Representatives, $384,062,000.*]

JOINT ITEMS

For joint committees, as follows:

CONTINGENT EXPENSES OF THE SENATE

JOINT ECONOMIC COMMITTEE

For salaries and expenses of the Joint Economic Committee, $2,437,000. $2,437,000

JOINT COMMITTEE ON PRINTING

For salaries and expenses of the Joint Committee on Printing, $855,000. 855,000

[*Total, contingent expenses of the Senate, $3,292,000.*]

CONTINGENT EXPENSES OF THE HOUSE

JOINT COMMITTEE ON TAXATION

For salaries and expenses of the Joint Committee on Taxation, $3,395,000, to be disbursed by the Clerk of the House. $3,395,000

For other joint items, as follows:

OFFICE OF THE ATTENDING PHYSICIAN

For medical supplies, equipment, and contingent expenses of the emergency rooms, and for the Attending Physician and his assistants, including (1) an allowance of $1,000 per month to the Attending Physician; (2) an allowance of $600 per month to one senior medical officer while on duty in the Attending Physician's office; (3) an allowance of $200 per month each to two medical officers while on duty in the Attending Physician's office; (4) an allowance of $200 per month each to not to exceed nine assistants on the basis heretofore provided for such assistance; and (5) $407,200 for reimbursement to the Department of the Navy for expenses incurred for staff and equipment assigned to the Office of the Attending Physician, such amount shall be advanced and credited to the applicable appropriation or appropriations from which such salaries, allowances, and other expenses are payable and shall be available for all the purposes thereof, $653,000, to be disbursed by the Clerk of the House. 653,000

CAPITOL POLICE

GENERAL EXPENSES

For purchasing and supplying uniforms; the purchase, maintenance, and repair of police motor vehicles, including two-way police radio equipment; contingent expenses, including advance payment for travel for training or other purposes, and expenses associated with the relocation of instructor personnel to and from the Federal Law Enforcement Training Center as approved by the Chairman of the Capitol Police Board, and including $40 per month for extra services performed for the Capitol Police Board by such member of the staff of the Sergeant at Arms of the Senate or the House as may be designated by the Chairman of the Board, $1,612,000, to be disbursed by the Clerk of the House: *Provided,* That the funds used to establish the petty cash fund referred to as "Petty Cash III" which is to provide for the advance of travel expenses attendant to protective assignments shall not exceed $4,000. 1,612,000

CAPITOL POLICE BOARD

Funds available for obligations for fiscal year 1984 to enable the Capitol Police Board to provide additional protection for the Capitol Buildings and Grounds, including the Senate and House Office Buildings and the Capitol Power Plant, $213,000, to be disbursed by the Clerk of the House. 213,000 Such sum shall be expended only for payment of salaries and other expenses of personnel detailed from the Metropolitan Police of the District of Columbia, and the Mayor of the District of Columbia is authorized and directed to make such details upon the request of the Board. Personnel so detailed shall, during the period of such detail, serve under the direction and instructions of the Board and are authorized to exercise the same authority as members of such Metropolitan Police and members of the Capitol Police and to perform such other duties as may be assigned by the Board. Reimbursement for salaries and other expenses of such detail personnel shall be made to the Government of the District of Columbia, and any sums so reimbursed shall be credited to the appropriation or appropriations from which such salaries and expenses are payable and shall be available for all the purposes thereof: *Provided,* That any person detailed under the authority of this paragraph or under similar authority in the Legislative Branch Appropriation Act, 1942, and the Second Deficiency Appropriation Act, 1940, from the Metropolitan Police of the District of Columbia shall be deemed a member of such Metropolitan Police during the period or periods of any such detail for all purposes of rank, pay, allowances, privileges, and the benefits to the same extent as though such detail had not been made, and at the termination thereof any such person shall have a status with respect to rank, pay, allowances, privileges, and benefits which is not less than the status of such person in such police at the end of such detail.

No part of any appropriation contained in this Act shall be paid as compensation to any person appointed after June 30, 1935, as an officer or member of the Capitol Police who does not meet the standards to be prescribed for such appointees by the Capitol Police Board: *Provided,* That the Capitol Police Board is hereby authorized to detail police from the House Office, Senate Office, and Capitol Buildings for police duty on the Capitol Grounds and on the Library of Congress Grounds.

[*Total, Capitol Police, $1,825,000.*]

EDUCATION OF PAGES

For education of congressional pages, $295,000, to be disbursed by the Clerk of the House. $295,000

OFFICIAL MAIL COSTS

For expenses necessary for official mail costs, $107,077,000, to be disbursed by the Clerk of the House, to be available immediately upon enactment of this Act. 107,077,000

CAPITOL GUIDE SERVICE

For salaries and expenses of the Capitol Guide Service, $775,000, to be disbursed by the Secretary of the Senate: *Provided,* That none of these funds shall be used to employ more than twenty-eight individuals: *Provided further,* That the Capitol Guide Board is authorized, during emergencies, to employ not more than two additional individuals for not more than one hundred twenty days each, and not more than ten additional individuals for not more than six months each, for the Capitol Guide Service. 775,000

STATEMENTS OF APPROPRIATIONS

For the preparation, under the direction of the Committees on Appropriations of the Senate and House of Representatives, of the statements for the first session of the Ninety-eighth Congress, showing appropriations made, indefinite appropriations, and contracts authorized, together with a chronological history of the regular appropriation bills as required by law, $13,000, to be paid to the persons designated by the chairman of such committees to supervise the work. 13,000

[*Total, Joint Items, $117,325,000.*]

OFFICE OF TECHNOLOGY ASSESSMENT

Salaries and Expenses

For salaries and expenses necessary to carry out the provisions of the Technology Assessment Act of 1972 (Public Law 92-484), including reception and representation expenses (not to exceed $2,000 from the Trust Fund) and rental of space in the District of Columbia, $14,653,000: *Provided,* That none of the funds in this Act shall be available for salaries or expenses of any employee of the Office of Technology Assessment in excess of 139 staff employees: *Provided further,* That no part of this appropriation shall be available for assessments or activities not initiated and approved in accordance with section 3(d) of Public Law 92-484, except that funds shall be available for the assessment required by Public Law 96-151. $14,653,000

CONGRESSIONAL BUDGET OFFICE

Salaries and Expenses

For salaries and expenses necessary to carry out the provisions of the Congressional Budget Act of 1974 (Public Law 93-344), $16,300,000: *Provided,* That none of these funds shall be available for the purchase or hire of a passenger motor vehicle: *Provided further,* That none of the funds in this Act shall be available for salaries or expenses of any employee of the Congressional Budget Office in excess of 222 staff employees. 16,300,000

ARCHITECT OF THE CAPITOL

Office of the Architect of the Capitol

SALARIES

For the Architect of the Capitol; the Assistant Architect of the Capitol; the Executive Assistant; and other personal services; at rates of pay provided by law, $4,806,000. 4,806,000

TRAVEL

Appropriations under the control of the Architect of the Capitol shall be available for expenses of travel on official business not to exceed in the aggregate under all funds the sum of $20,000.

CONTINGENT EXPENSES

To enable the Architect of the Capitol to make surveys and studies, to incur expenses authorized by the Act of December 13, 1973 (87 Stat. 704), and to meet unforeseen expenses in connection with activities under his care, $210,000, which shall remain available until expended. 210,000

[*Total, Office of the Architect of the Capitol, $5,016,000.*]

Capitol Buildings and Grounds

CAPITOL BUILDINGS

For all necessary expenses for the maintenance, care and operation of the Capitol Building and electrical substations of the Senate and House Office Buildings, under the jurisdiction of the Architect of the Capitol, including furnishings and office equipment; not to exceed $1,000 for official reception and representation expenses, to be expended as the Architect of the Capitol may approve; preservation of historic drawings through use of document conservation laboratory facilities of the Library of Congress on a reimbursable basis; purchase or exchange, maintenance and operation of a passenger motor vehicle, hereafter to be used exclusively for official purposes; security installations authorized by House Concurrent Resolution 550, Ninety-second Congress, agreed to September 19, 1972, the cost limitation of which is hereby further increased by $167,000; for expenses of attendance, when specifically authorized by the Architect of the Capitol, at meetings or conventions in connection with subjects related to work under the Architect of the Capitol, $10,630,000, of which $940,000 shall remain available until expended. $10,630,000

CAPITOL GROUNDS

For all necessary expenses for care and improvement of grounds surrounding the Capitol, the Senate and House Office Buildings, and the Capitol Power Plant, $3,199,000, of which $10,000 shall remain available until expended. 3,199,000

SENATE OFFICE BUILDINGS

For all necessary expenses for maintenance, care and operation of the Senate Office Buildings; and furniture and furnishings, to be expended under the control and supervision of the Architect of the Capitol, $17,412,000, of which $1,496,000 shall remain available until expended. 17,412,000

HOUSE OFFICE BUILDINGS

For all necessary expenses for the maintenance, care and operation of the House Office Buildings, including the position of Superintendent of Garages as authorized by law, $21,361,000, of which $392,000 shall remain available until expended. 21,361,000

CAPITOL POWER PLANT

For all necessary expenses for the maintenance, care and operation of the Capitol Power Plant; for lighting, heating, and power (including the purchase of electrical energy) for the Capitol, Senate and House Office Buildings, Congressional Library Buildings, and the grounds about the same, Botanic Garden, Senate garage, and for air conditioning refrigeration not supplied from plants in any of such buildings; for heating the Government Printing Office and Washington City Post Office and heating and chilled water for air conditioning for the Supreme Court Building, Union Station complex and the Folger Shakespeare Library, expenses for which shall be advanced or reimbursed upon request of the Architect of the Capitol and amounts so received shall be deposited into the Treasury to the credit of this appropriation; $23,542,000, of which $420,000 shall remain available until expended: *Provided*, That not to exceed $1,950,000 of the funds credited or to be reimbursed to this appropriation as herein provided shall be available for obligation during fiscal year 1984. 23,542,000

[*Total, Capitol buildings and grounds, $76,144,000.*]

[*Total, Architect of the Capitol (except items in title II), $81,160,000.*]

LIBRARY OF CONGRESS

CONGRESSIONAL RESEARCH SERVICE

SALARIES AND EXPENSES

For necessary expenses to carry out the provisions of section 203 of the Legislative Reorganization Act of 1946, as amended by section

321 of the Legislative Reorganization Act of 1970 (2 U.S.C. 166) and to revise and extend the Annotated Constitution of the United States of America, $36,620,000: *Provided,* That no part of this appropriation may be used to pay any salary or expense in connection with any publication, or preparation of material therefor (except the Digest of Public General Bills), to be issued by the Library of Congress unless such publication has obtained prior approval of either the Committee on House Administration or the Senate Committee on Rules and Administration.

$36,620,000

GOVERNMENT PRINTING OFFICE

CONGRESSIONAL PRINTING AND BINDING

For authorized printing and binding for the Congress; for printing and binding for the Architect of the Capitol; expenses necessary for preparing the semimonthly and session index to the Congressional Record, as authorized by law (44 U.S.C. 902); and printing and binding of Government publications authorized by law to be distributed to Members of Congress, $86,580,000: *Provided,* That this appropriation shall not be available for printing and binding part 2 of the annual report of the Secretary of Agriculture (known as the Yearbook of Agriculture) or for printing and binding copies of the permanent edition of the Congressional Record for individual Representatives, Resident Commissioners or Delegates authorized under 44 U.S.C. 906: *Provided further,* That this appropriation shall be available for the payment of obligations incurred under the appropriations for similar purposes for preceding fiscal years.

86,580,000

This title may be cited as the "Congressional Operations Appropriation Act, 1984".

[*Total, title I, Congressional Operations, $981,876,000.*]

TITLE II—OTHER AGENCIES

BOTANIC GARDEN

SALARIES AND EXPENSES

For all necessary expenses for the maintenance, care and operation of the Botanic Garden and the nurseries, buildings, grounds, and collections; purchase and exchange, maintenance, repair, and operation of a passenger motor vehicle; all under the direction of the Joint Committee on the Library, $2,018,000, of which $20,000 shall remain available until expended.

2,018,000

LIBRARY OF CONGRESS

SALARIES AND EXPENSES

For necessary expenses of the Library of Congress, not otherwise provided for, including development and maintenance of the Union Catalogs; custody, care and maintenance of the Library Buildings; special clothing; cleaning, laundering and repair of uniforms; preservation of motion pictures in the custody of the Library; operation and maintenance of the American Folklife Center and the American Television and Radio Archives in the Library; preparation and distribution of catalog cards and other publications of the Library; and expenses of the Library of Congress Trust Fund Board not properly chargeable to the income of any trust fund held by the Board, $130,728,000, of which not more than $4,300,000 shall be derived from collections credited to this appropriation during fiscal year 1984 under the Act of June 28, 1902 (2 U.S.C. 150): *Provided,*

130,728,000
−4,300,000
(receipts)

That the total amount available for obligation shall be reduced by the amount by which collections are less than the $4,300,000: *Provided further,* That of the total amount appropriated, $5,242,000 is to remain available until expended for acquisition of books, periodicals, and newspapers, and all other materials including subscriptions for bibliographic services for the Library, including $40,000 to be available solely for the purchase, when specifically approved by the Librarian, of special and unique materials for additions to the collections.

[*Net total, salaries and expenses, $126,428,000.*]

COPYRIGHT OFFICE

SALARIES AND EXPENSES

For necessary expenses of the Copyright Office, including publication of the decisions of the United States courts involving copyrights, $16,181,000, of which not more than $5,200,000 shall be derived from collections credited to this appropriation during fiscal year 1984 under 17 U.S.C. 708(c): *Provided,* That the total amount available for obligation shall be reduced by the amount by which collections are less than the $5,200,000.

$16,181,000
−5,200,000
(receipts)

[*Net total, Copyright Office, $10,981,000.*]

BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED

SALARIES AND EXPENSES

For salaries and expenses to carry out the provisions of the Act approved March 3, 1931 (2 U.S.C. 135a), as amended, $35,099,000. 35,099,000

COLLECTION AND DISTRIBUTION OF LIBRARY MATERIALS

(SPECIAL FOREIGN CURRENCY PROGRAM)

For necessary expenses for carrying out the provisions of section 104(b)(5) of the Agricultural Trade Development and Assistance Act of 1954, as amended (7 U.S.C. 1704), to remain available until expended, $2,962,000, of which $2,476,000 shall be available only for payments in any foreign currencies owed to or owned by the United States which the Treasury Department shall determine to be excess to the normal requirements of the United States.

2,962,000

FURNITURE AND FURNISHINGS

For necessary expenses for the purchase and repair of furniture, furnishings, office and library equipment, $1,524,000. 1,524,000

ADMINISTRATIVE PROVISIONS

SEC. 201. From and after October 1, 1983, appropriations in this Act available to the Library of Congress for salaries shall be available for expenses of personnel security and suitability investigations of Library employees; special and temporary services (including employees engaged by day or hour or in piecework); and services as authorized by 5 U.S.C. 3109.

SEC. 202. From and after October 1, 1983, not to exceed fifteen positions in the Library of Congress may be exempt from the provisions of appropriation Acts concerning the employment of aliens during the current fiscal year, but the Librarian shall not make any appointment to any such position until he has ascertained that he cannot secure for such appointments a person in any of the categories specified in such provisions who possesses the special qualifications for the particular position and also otherwise meets the general requirements for employment in the Library of Congress.

SEC. 203. Appropriations in this Act available to the Library of Congress shall be available, in an amount not to exceed $140,750, of which $53,100 is for the Congressional Research Service, when specifically authorized by the Librarian, for expenses of attendance at meetings concerned with the function or activity for which the appropriation is made.

SEC. 204. From and after October 1, 1983, the Library of Congress is authorized to compute and disburse basic pay of all personnel of the Copyright Royalty Tribunal pursuant to the provisions of section 5504 of title 5 of the United States Code.

[*Total, Library of Congress (except Congressional Research Service) (net), $176,994,000.*]

ARCHITECT OF THE CAPITOL

LIBRARY BUILDINGS AND GROUNDS

STRUCTURAL AND MECHANICAL CARE

For all necessary expenses for the mechanical and structural maintenance, care and operation of the Library buildings and grounds, $5,980,000, of which $850,000 shall remain available until expended. $5,980,000

COPYRIGHT ROYALTY TRIBUNAL

SALARIES AND EXPENSES

For necessary expenses of the Copyright Royalty Tribunal, $700,000, of which $490,000 shall be derived by collections from the appropriation "Payments to Copyright Owners" for the reasonable costs incurred in proceedings involving distribution of royalty fees as provided by 17 U.S.C. 807.
700,000
−490,000
(receipts)

[*Net total, Copyright Royalty Tribunal, $210,000.*]

GOVERNMENT PRINTING OFFICE

PRINTING AND BINDING

For printing, binding, and distribution of Government publications authorized by law to be distributed without charge to the recipient, $13,420,000: *Provided*, That this appropriation shall not be available for printing and binding part 2 of the annual report of the Secretary of Agriculture (known as the Yearbook of Agriculture): *Provided further*, That this appropriation shall be available for the payment of obligations incurred under the appropriations for similar purposes for preceding fiscal years. 13,420,000

OFFICE OF SUPERINTENDENT OF DOCUMENTS

SALARIES AND EXPENSES

For necessary expenses of the Office of Superintendent of Documents, including compensation of all employees in accordance with the provisions of 44 U.S.C. 305; travel expenses (not to exceed $88,300); price lists and bibliographies; repairs to buildings, elevators, and machinery; and supplying books to depository libraries; $25,700,000: *Provided*, That $300,000 of this appropriation shall be apportioned for use pursuant to section 3679 of the Revised Statutes, as amended (31 U.S.C. 1512), with the approval of the Public Printer, only to the extent necessary to provide for expenses (excluding permanent personal services) for workload increases not anticipated in the budget estimates and which cannot be provided for by normal budgetary adjustments. 25,700,000

GOVERNMENT PRINTING OFFICE REVOLVING FUND

The Government Printing Office is hereby authorized to make such expenditures, within the limits of funds available and in accord with the law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs and purposes set forth in the budget for the current fiscal year for the "Government Printing Office revolving fund": *Provided*, That not to exceed $5,000 may be expended on the certification of the Public Printer in connection with special studies of government printing, binding, and distribution practices and procedures: *Provided further*, That during the current fiscal year the revolving fund shall be available for the hire of two passenger motor vehicles and the purchase of one passenger motor vehicle: *Provided further*, That expenditures in connection with travel expenses of the advisory councils to the Public Printer shall be deemed necessary to carry out the provisions of title 44, United States Code: *Provided further*, That the revolving fund shall be available for services as authorized by 5 U.S.C. 3109 but at rates for individuals not to exceed the per diem rate equivalent to the rate for grade GS-18.

[*Total, Government Printing Office (except Congressional printing and binding), $39,120,000.*]

GENERAL ACCOUNTING OFFICE

SALARIES AND EXPENSES

For necessary expenses of the General Accounting Office, including not to exceed $5,000 to be expended on the certification of the Comptroller General of the United States in connection with official representation and reception expenses; services as authorized by 5 U.S.C. 3109 but at rates for individuals not to exceed the per diem rate equivalent to the rate for grade GS-18; hire of one passenger motor vehicle; advance payments in foreign countries notwithstanding section 3648, Revised Statutes, as amended (31 U.S.C. 3324); benefits comparable to those payable under sections 901(5), 901(6), and 901(8) of the Foreign Service Act of 1980 (22 U.S.C. 4081(5), 4081(6), and 4081(8), respectively); and under regulations prescribed by the Comptroller General of the United States, rental of living quarters in foreign countries and travel benefits comparable with those which are now or hereafter may be granted single employees of the Agency for International Development, including single Foreign Service personnel assigned to A.I.D. projects, by the Administrator of the Agency for International Development—or his designee—under the authority of section 636(b) of the Foreign Assistance Act of 1961 (22 U.S.C. 2396(b)); $267,161,000: *Provided*, That this appropriation and appropriations for administrative expenses of any other department or agency which is a member of the Joint Financial Management Improvement Program (JFMIP) shall be available to finance an appropriate share of JFMIP costs as determined by the JFMIP, including but not limited to the salary of the Executive Director and secretarial support: *Provided further*, That this appropriation and appropriations for administrative expenses of any other department or agency which is a member of the National Intergovernmental Audit Forum or a Regional Intergovernmental Audit Forum shall be available to finance an appropriate share of Forum costs as determined by the Forum, including necessary travel expenses of non-Federal participants. Payments hereunder to either the Forum or the JFMIP may be credited as reimbursements to any appropriation from which costs involved are initially financed: *Provided further*, That this appropriation and appropriations for admin-

$267,161,000

istrative expenses of any other department or agency which is a member of the American Consortium on International Public Administration (ACIPA) shall be available to finance an appropriate share of ACIPA costs as determined by the ACIPA, including any expenses attributable to membership of ACIPA in the International Institute of Administrative Sciences.

[*Total, title II, Other Agencies (net), $491,483,000.*]

TITLE III—GENERAL PROVISIONS

SEC. 301. No part of the funds appropriated in this Act shall be used for the maintenance or care of private vehicles, except for emergency assistance and cleaning as may be provided under regulations relating to parking facilities for the House of Representatives issued by the Committee on House Administration.

SEC. 302. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 303. Whenever any office or position not specifically established by the Legislative Pay Act of 1929 is appropriated for herein or whenever the rate of compensation or designation of any position appropriated for herein is different from that specifically established for such position by such Act, the rate of compensation and the designation of the position, or either, appropriated for or provided herein, shall be the permanent law with respect thereto: *Provided*, That the provisions herein for the various items of official expenses of Members, officers, and committees of the Senate and House, and clerk hire for Senators and Members shall be the permanent law with respect thereto.

SEC. 304. (a) Except as provided in subsection (b), the rate of salary or basic pay prescribed by law as of the date of the enactment of this Act shall be reduced to the salary or basic pay rate payable as of such date in the case of—

(1) any office or position at level I, II, or III of the Executive Schedule,

(2) any Member of Congress, and

(3) any other office or position in the legislative, executive, or judicial branch, or in the government of the District of Columbia, for which the rate of salary or basic pay that is payable on such date of enactment is less than the rate then prescribed by law.

(b) In the case of any office or position in the legislative, executive, or judicial branch, or in the government of the District of Columbia, for which the maximum rate of salary or basic pay that is payable on the date of the enactment of this Act is less than the maximum rate then prescribed by law, the maximum rate prescribed by law as of such date of enactment shall be reduced to the maximum rate payable as of such date.

(c) In determining the amount of the reduction under this section in the case of any Senator, the provisions of section 129, of Public Law 97-377 shall be applied without regard to subsection (c) of such section.

SEC. 305. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law

Approved, July 14, 1983.

LEGISLATIVE HISTORY—H.R. 3135

HOUSE REPORTS: No. 98-227 (Comm. on Appropriations) and No. 98-271 (Comm. of Conference).
SENATE REPORT No. 98-161 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983).
June 2, 3, considered and passed House.
June 23, considered and passed Senate, amended.
June 29, House agreed to conference report; receded from its disagreement and concurred in certain Senate amendments and in others with amendments. Senate agreed to conference report and concurred in House amendments.

Grand total:		
Title I, Congressional Operations	$981,876,000	
Title II, Other Agencies (net)	491,483,000	
Total, new budget (obligational) authority, Legislative Branch Appropriation Act, 1984 (net)		$1,473,359,000

NOTE.—In addition to the new budget (obligation) authority for fiscal year 1984 contained in the foregoing annual appropriation act, the following additional amounts are available for the Legislative Branch for such fiscal year:

Permanent appropriations:		
Federal funds (p. 999)	$82,157,000	
Trust funds (p. 1011)	7,455,000	
Supplemental Appropriations Act, 1984:		
Senate pp. 493-494	269,800	
House of Representatives (p. 494)	69,800	
Railroad Accounting Principles Board (p. 494)	50,000	
Further Continuing Appropriations, 1984 (Public Law 98-151):		
Joint Study Panel on the Social Security Administration (p. 527)	165,000	
Subtotal, additions		90,166,600
Grand total, Legislative Branch		1,563,525,600

MILITARY CONSTRUCTION APPROPRIATIONS ACT, 1984

Public Law 98-116

98th Congress, H.R. 3263

October 11, 1983

AN ACT

Making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 1984, for military construction functions administered by the Department of Defense, and for other purposes, namely:

MILITARY CONSTRUCTION, ARMY

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Army as currently authorized by law, and for construction and operation of facilities in support of the functions of the Commander-in-Chief, $1,184,140,000, to remain available until September 30, 1988: *Provided,* That of this amount, not to exceed $173,500,000 shall be available for study, planning, design, architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor. $1,184,140,000

MILITARY CONSTRUCTION, NAVY

For acquisition, construction, installation, and equipment of temporary or permanent public works, naval installations, facilities, and real property for the Navy as currently authorized by law, including personnel in the Naval Facilities Engineering Command and other personal services necessary for the purposes of this appropriation, $1,206,517,000, to remain available until September 30, 1988: *Provided,* That of this amount, not to exceed $115,600,000 shall be available for study, planning, design, architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor. 1,206,517,000

MILITARY CONSTRUCTION, AIR FORCE

(INCLUDING RESCISSION)

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Air Force as currently authorized by law: *Provided,* That none of the funds made available for airfield improvements in Honduras may be obligated until the Committees on Appropriations have been notified as to the complete United States construction plan for the region, $1,501,993,000, to remain available until September 30, 1988: *Provided,* That of this amount, not to exceed $137,000,000 shall be available for study, planning, design, architect, and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor: *Provided further,* That of the amount appropriated under this head in fiscal year 1983 (Public Law 97-323), $91,000,000 is hereby rescinded.

$1,501,993,000

-91,000,000 *(rescission)*

[*Total, Military Construction, Air Force (net), $1,410,993,000.*]

MILITARY CONSTRUCTION, DEFENSE AGENCIES

For acquisition, construction, installation, and equipment of temporary or permanent public works, installations, facilities, and real property for activities and agencies of the Department of Defense (other than the military departments), as currently authorized by law, $281,802,000, to remain available until September 30, 1988: *Provided,* That of the amount appropriated, not to exceed $28,000,000 shall be available for study, planning, design, architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

281,802,000

NORTH ATLANTIC TREATY ORGANIZATION INFRASTRUCTURE

For the United States share of the cost of multilateral programs for the acquisition or construction of military facilities and installations (including international military headquarters) for the collective defense of the North Atlantic Treaty Area as authorized in military construction Acts and section 2806 of title 10, United States Code, $50,000,000, to remain available until expended.

50,000,000

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Army National Guard, and contributions therefor, as authorized by chapter 133 of title 10, United States Code, and military construction authorization Acts, $67,620,000, to remain available until September 30, 1988.

67,620,000

MILITARY CONSTRUCTION, AIR NATIONAL GUARD

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Air National Guard, and contributions therefor, as authorized by chapter 133 of title 10, United States Code, and military construction authorization Acts, $108,888,000, to remain available until September 30, 1988.

108,888,000

MILITARY CONSTRUCTION, ARMY RESERVE

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Army Reserve as authorized by chapter 133 of title 10, United States Code, and military construction authorization Acts, $54,700,000, to remain available until September 30, 1988.

54,700,000

Military Construction, Naval Reserve

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the reserve components of the Navy and Marine Corps as authorized by chapter 133 of title 10, United States Code, and military construction authorization Acts, $30,605,000, to remain available until September 30, 1988.

$30,605,000

Military Construction, Air Force Reserve

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Air Force Reserve as authorized by chapter 133 of title 10, United States Code, and military construction authorization Acts, $41,200,000, to remain available until September 30, 1988.

41,200,000

[*Total, Military Construction (net)* .... *$4,436,465,000.*]
[*New budget (obligational) authority* .... *4,527,465,000.*]
[*Rescission* .... *−91,000,000.*]

Family Housing, Army

For expenses of family housing for the Army for construction, including acquisition, replacement, addition, expansion, extension and alteration and for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, as follows: for Construction, $172,677,000; for Operation and maintenance, $1,059,188,000; for debt payment, $34,838,000; in all $1,266,703,000: *Provided,* That the amount provided for construction shall remain available until September 30, 1988.

[*Total, Family Housing, Army, $1,235,003,000.*]

1,266,703,000
−31,700,000
(debt reduction)

Family Housing, Navy and Marine Corps

For expenses of family housing for the Navy and Marine Corps for construction, including acquisition, replacement, addition, expansion, extension and alteration and for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, as follows: for Construction, $67,953,000; for Operation and maintenance, $539,029,000; for debt payment, $31,644,000; in all $638,626,000: *Provided,* That the amount provided for construction shall remain available until September 30, 1988.

[*Total, Family Housing, Navy and Marine Corps, $610,493,000.*]

638,626,000
−28,133,000
(debt reduction)

Family Housing, Air Force

For expenses of family housing for the Air Force for construction, including acquisition, replacement, addition, expansion, extension and alteration and for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, as follows: for Construction, $111,392,000; for Operation and maintenance, $689,021,000; for debt payment, $55,398,000; in all $855,811,000: *Provided,* That the amount provided for construction shall remain available until September 30, 1988.

[*Total, Family Housing, Air Force, $804,435,000.*]

855,811,000
−51,376,000
(debt reduction)

Family Housing, Defense Agencies

For expenses of family housing for the activities and agencies of the Department of Defense (other than the military departments) for construction, including acquisition, replacement, addition, expansion, extension and alteration and for operation and maintenance, leasing, and minor construction, as authorized by law, as follows: for Construction, $1,025,000; for Operation and maintenance, $16,816,000; in all $17,841,000: *Provided,* That the amount provided for construction shall remain available until September 30, 1988. $17,841,000

[*Total, Family Housing (net)*	*$2,667,772,000.*]
[*New budget (obligational) authority*	*2,778,981,000.*]
[*Debt reduction*	*−111,209,000.*]

GENERAL PROVISIONS

SEC. 101. Funds appropriated to the Department of Defense for construction in prior years are hereby made available for construction authorized for each such department by the authorizations enacted into law during the first session of the Ninety-eighth Congress.

SEC. 102. None of the funds appropriated in this Act shall be expended for payments under a cost-plus-a-fixed-fee contract for work, where cost estimates exceed $25,000, to be performed within the United States, except Alaska, without the specific approval in writing of the Secretary of Defense setting forth the reasons therefor.

SEC. 103. None of the funds appropriated in this Act shall be used for the construction, replacement, or reactivation of any bakery, laundry, or drycleaning facility in the United States, its territories, or possessions, as to which the Secretary of Defense does not certify, in writing, giving his reasons therefor, that the services to be furnished by such facilities are not obtainable from commercial sources at reasonable rates.

SEC. 104. Funds herein appropriated to the Department of Defense for construction shall be available for hire of passenger motor vehicles.

SEC. 105. Funds appropriated to the Department of Defense for construction may be used for advances to the Federal Highway Administration, Department of Transportation, for the construction of access roads as authorized by section 210 of title 23, United States Code, when projects authorized therein are certified as important to the national defense by the Secretary of Defense.

SEC. 106. None of the funds appropriated in this Act may be used to begin construction of new bases inside the continental United States for which specific appropriations have not been made.

SEC. 107. No part of the funds provided in this Act shall be used for purchase of land or land easements in excess of 100 per centum of the value as determined by the Corps of Engineers or the Naval Facilities Engineering Command, except: (a) where there is a determination of value by a Federal court, or (b) purchases negotiated by the Attorney General or his designee, or (c) where the estimated value is less than $25,000, or (d) as otherwise determined by the Secretary of Defense to be in the public interest.

SEC. 108. None of the funds appropriated in this Act shall be used to (1) acquire land, (2) provide for site preparation, or (3) install utilities for any family housing, except housing for which funds have been made available in annual military construction appropriation Acts.

SEC. 109. None of the funds appropriated in this Act for minor construction may be used to transfer or relocate any activity from one base or installation to another, without prior notification to the Committees on Appropriations.

SEC. 110. None of the funds appropriated or otherwise made available under this Act shall be obligated or expended in connection with any base realignment or closure activity, until all terms, conditions and requirements of the National Environmental Policy Act have been complied with, with respect to each such activity.

SEC. 111. No part of the funds appropriated in this Act may be used for the procurement of steel for any construction project or activity for which American steel producers, fabricators, and manufacturers have been denied the opportunity to compete for such steel procurement.

SEC. 112. No part of the funds appropriated in this Act for dredging in the Indian Ocean may be used for the performance of the work by foreign contractors: *Provided*, That the low responsive bid of a United States contractor does not exceed the lowest responsive bid of a foreign contractor by greater than 20 per centum.

SEC. 113. No part of the funds appropriated in this Act may be obligated for construction of any site-specific facilities for the MX missile system until all terms, conditions, and requirements of the National Environmental Policy Act (42 U.S.C. 4332) are met.

SEC. 114. None of the funds available to the Department of Defense for military construction or family housing during the current fiscal year may be used to pay real property taxes in any foreign nation.

SEC. 115. No part of the funds appropriated in this Act may be used to pay the compensation of an officer of the Government of the United States or to reimburse a contractor for the employment of a person for work in the continental United States by any such person if such person is an alien who has not been lawfully admitted to the United States.

SEC. 116. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 117. Notwithstanding any other provision of law, any funds appropriated to a military department or defense agency for the construction of military projects may be obligated for a military construction project or contract, or for any portion of such a project or contract, at any time before the end of the fourth fiscal year after the fiscal year for which funds for such project were appropriated if the funds obligated for such project (1) are obligated from funds available for military construction projects, and (2) do not exceed the amount appropriated for such projects, plus any amount by which the cost of such project is increased pursuant to law.

SEC. 118. None of the funds appropriated in this Act may be obligated or expended in any way for the express purpose of the sale, lease, or rental of any portion of land currently identified as Fort DeRussy, Honolulu, Hawaii.

SEC. 119. None of the funds in this Act may be used to initiate a new installation overseas without prior notification to the Committees on Appropriations.

SEC. 120. None of the funds appropriated in this Act for F-16 beddown projects at Misawa, Japan, may be obligated or expended unless there has been notification to the Committees on Appropriations that the approved Government of Japan budget for fiscal year 1984 includes projects associated with the F-16 beddown as an additive over the level of funding provided in Japanese fiscal year 1983 for the facilities improvement program.

SEC. 121. It is the sense of the Congress that the Administration should call on the pertinent member nations of the North Atlantic Treaty Organization and on Japan to meet or exceed their pledges for at least a 3 per centum real increase in defense spending and furtherance of increased unity, equitable sharing of our common defense burden, and international stability.

SEC. 122. (a) None of the funds appropriated in this Act may be available for any country if the President determines that the government of such country is failing to take adequate measures to prevent narcotic drugs or other controlled substances cultivated or produced or processed illicitly, in whole or in part, in such country, or transported through such country, from being sold illegally within the jurisdiction of such country to United States personnel or their dependents, or from being smuggled into the United States. Such prohibition shall continue in force until the President determines and reports to the Congress in writing that—

(1) the government of such country has prepared and committed itself to a plan presented to the Secretary of State that would eliminate the cause or basis for the application to such country of the prohibition contained in the first sentence; and

(2) the government of such country has taken appropriate law enforcement measures to implement the plan presented to the Secretary of State.

(b) The provisions of subsection (a) shall not apply in the case of any country with respect to which the President determines that the application of the provisions of such subsection would be inconsistent with the national security interests of the United States.

SEC. 123. Of the total amount of budget authority provided for fiscal year 1984 by this Act that would otherwise be available for consulting services, management and professional services, and special studies and analyses, 10 per centum of the amount intended for such purposes in the President's budget for 1984, as amended, for any agency, department or entity subject to apportionment by the Executive shall be placed in reserve and not made available for obligation or expenditure: *Provided,* That this section shall not apply to any agency, department or entity whose budget request for 1984 for the purposes stated above did not amount to $5,000,000.

This Act may be cited as the "Military Construction Appropriations Act, 1984".

Approved October 11, 1983.

LEGISLATIVE HISTORY—H.R. 3263

HOUSE REPORTS: No. 98-238 (Comm. on Appropriations) and No. 98-378 (Comm. of Conference).
SENATE REPORT No. 98-180 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 21, considered and passed House.
July 27, considered and passed Senate, amended.
Sept. 27, House agreed to conference report; concurred in Senate amendments with amendments.
Sept. 28, Senate agreed to conference report; concurred in House amendments.

Grand total:		
Department of Defense		$349,643,000
Department of the Army:		
Definite appropriations	$2,573,163,000	
Portion applied to debt reduction	−31,700,000	2,541,463,000
Department of the Navy:		
Definite appropriations	1,875,748,000	
Portion applied to debt reduction	−28,133,000	1,847,615,000
Department of the Air Force:		
Definite appropriations	2,507,892,000	
Rescission	−91,000,000	
Portion applied to debt reduction	−51,376,000	2,365,516,000
Total, new budget (obligational) authority (all definite appropriations), Military Construction Appropriations Act, 1984 (net)		7,104,237,000

DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES APPROPRIATIONS ACT, 1984

Public Law 98-78

98th Congress, H.R. 3329

August 15, 1983

AN ACT

Making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Transportation and related agencies for the fiscal year ending September 30, 1984, and for other purposes, namely:

TITLE I—DEPARTMENT OF TRANSPORTATION

OFFICE OF THE SECRETARY

SALARIES AND EXPENSES

For necessary expenses of the Office of the Secretary of Transportation, including not to exceed $36,500 for allocation within the Department of official reception and representation expenses as the Secretary may determine, $41,275,000, of which $4,000,000 shall remain available until expended and shall be available for the purposes of the Minority Business Resource Center as authorized by 49 U.S.C. 332: *Provided,* That, notwithstanding any other provision of law, funds available for the purposes of the Minority Business Resource Center in this or any other Act, may be used for business opportunities related to any mode of transportation. $41,275,000

TRANSPORTATION PLANNING, RESEARCH, AND DEVELOPMENT

For necessary expenses for conducting transportation planning, research, and development activities, including the collection of national transportation statistics, to remain available until expended, $4,878,000. 4,878,000

LIMITATION ON WORKING CAPITAL FUND

Necessary expenses for operating costs and capital outlays of the Department of Transportation Working Capital Fund not to exceed $67,974,000 shall be paid, in accordance with law, from appropriations made available by this Act and prior appropriation Acts to the Department of Transportation, together with advances and reimbursements received by the Department of Transportation. *67,974,000 (limitation on working capital fund)*

[*Total, Office of the Secretary, $46,153,000.*]

COAST GUARD

OPERATING EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses for the operation and maintenance of the Coast Guard, not otherwise provided for; purchase of not to exceed one new ambulance and eight passenger motor vehicles, for replacement only; and recreation and welfare, $1,656,256,000, together with $12,550,000 to be derived from the appropriation for "Retired pay", of which $263,544 shall be applied to Capehart Housing debt reduction: *Provided,* That the number of aircraft on hand at any one time shall not exceed two hundred and ten exclusive of planes and parts stored to meet future attrition: *Provided further,* That none of the funds appropriated in this or any other Act shall be available for pay or administrative expenses in connection with shipping commissioners in the United States: *Provided further,* That none of the funds provided in this Act shall be available for expenses incurred for yacht documentation under 46 U.S.C. 103 except to the extent fees are collected from yacht owners and credited to this appropriation, and, notwithstanding any other law, the Secretary may prescribe fees to recover the expenses of yacht documentation.

$1,656,256,000
12,550,000
(by transfer)
−263,544
(debt reduction)

[*Total, Operating Expenses, $1,655,992,456.*]

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of acquisition, construction, rebuilding, and improvement of aids to navigation, shore facilities, vessels, and aircraft, including equipment related thereto; to remain available until September 30, 1988, $369,000,000.

369,000,000

ALTERATION OF BRIDGES

For necessary expenses for alteration or removal of obstructive bridges, $8,600,000, to remain available until expended.

8,600,000

RETIRED PAY

For retired pay including the payment of obligations therefor otherwise chargeable to lapsed appropriations for this purpose, and payments under the Retired Serviceman's Family Protection and Survivor Benefit Plans, and for payments for medical care of retired personnel and their dependents under the Dependents Medical Care Act (10 U.S.C., ch. 55), $341,300,000.

341,300,000

RESERVE TRAINING

For all necessary expenses for the Coast Guard Reserve, as authorized by law; maintenance and operation of facilities; and supplies, equipment, and services, $54,805,000.

54,805,000

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

For necessary expenses, not otherwise provided for, for basic and applied scientific research, development, test, and evaluation; maintenance, rehabilitation, lease, and operation of facilities and equipment, as authorized by law, $22,500,000, to remain available until expended: *Provided,* That there may be credited to this appropriation, funds received from State and local governments, other public authorities, private sources and foreign countries for expenses incurred for research, development, testing and evaluation: *Provided further,* That $500,000 of this appropriation shall be available only for the development and testing of a sealed electronic ocean dump-

22,500,000

ing surveillance system to assist the Coast Guard in conducting enforcement and surveillance activities pursuant to title I of the Marine Protection, Research and Sanctuaries Act (33 U.S.C. 1401 et seq.).

OFFSHORE OIL POLLUTION COMPENSATION FUND

For necessary expenses to carry out the provisions of title III of the Outer Continental Shelf Lands Act Amendments of 1978 (Public Law 95-372), such sums as may be necessary, to be derived from the Offshore Oil Pollution Compensation Fund and to remain available until expended. In addition, the Secretary of Transportation is authorized to issue to the Secretary of the Treasury, to meet the obligations of the Fund, notes or other obligations pursuant to section 302 of the Amendments in such amounts and at such times as may be necessary: *Provided,* That none of the funds in this Act shall be available for the implementation or execution of programs the obligations for which are in excess of $60,000,000 in fiscal year 1984 for the "Offshore Oil Pollution Compensation Fund".

[1]$1,000,000 *(indefinite appropriation)*

(indefinite borrowing authority)

$60,000,000 (limitation on obligations)

DEEPWATER PORT LIABILITY FUND

For necessary expenses to carry out the provisions of section 18 of the Deepwater Port Act of 1974 (Public Law 93-627), $1,000,000, to be derived from the Deepwater Port Liability Fund and to remain available until expended. In addition, the Secretary of Transportation is authorized to issue, and the Secretary of the Treasury is authorized to purchase, without fiscal year limitation, notes or other obligations pursuant to section 18(f)(3) of the Act in such amounts and at such times as may be necessary to meet the obligations of the Fund: *Provided,* That none of the funds in this Act shall be available for the implementation or execution of programs, the obligations for which are in excess of $50,000,000 in fiscal year 1984 for the "Deepwater Port Liability Fund".

1,000,000

(indefinite borrowing authority)

50,000,000 (limitation on obligations)

NATIONAL RECREATIONAL BOATING SAFETY AND FACILITIES IMPROVEMENT FUND

(LIQUIDATION OF CONTRACT AUTHORIZATION)

For payment of obligations incurred for recreational boating safety assistance under Public Law 92-75, as amended, $12,500,000, to be derived from the National Recreational Boating Safety and Facilities Improvement Fund and to remain available until expended: *Provided,* That none of the funds in this Act shall be available for the planning or execution of programs, the obligations for which are in excess of $12,500,000 in fiscal year 1984 for recreational boating safety assistance: *Provided further,* That no obligations may be incurred for the improvement of recreational boating facilities.

12,500,000 (liquidation of contract authority)

12,500,000 (limitation on obligations)

[*Total, Coast Guard, $2,454,197,456.*]

FEDERAL AVIATION ADMINISTRATION

HEADQUARTERS ADMINISTRATION

For necessary expenses, not otherwise provided for, of providing administrative services at the headquarters location of the Federal Aviation Administration, including but not limited to accounting, budgeting, personnel, legal, public affairs, and executive direction for the Federal Aviation Administration, $56,900,000: *Provided,*

56,900,000

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[1] Although this is an indefinite appropriation, a $1,000,000 appropriation has been assumed for recordkeeping purposes based on historical spending patterns.

That the Secretary of Transportation is authorized to transfer appropriated funds between this appropriation and the Federal Aviation Administration appropriation for Operations: *Provided further,* That this appropriation shall be neither increased nor decreased by more than 7.5 per centum by any such transfers: *Provided further,* That any such transfers shall be reported to the Committees on Appropriations.

OPERATIONS

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Federal Aviation Administration, not otherwise provided for, including administrative expenses for research and development and for establishment of air navigation facilities, and carrying out the provisions of the Airport and Airway Development Act, as amended, or other provisions of law authorizing obligation of funds for similar programs of airport and airway development or improvement; purchase of four passenger motor vehicles for replacement only and purchase and repair of skis and snowshoes, $2,500,000,000: *Provided,* That there may be credited to this appropriation, funds received from States, counties, municipalities, other public authorities, and private sources, for expenses incurred in the maintenance and operation of air navigation facilities: *Provided further,* That none of these funds shall be available for new applicants for the second career training program: *Provided further,* That the unexpended balances of the appropriations, "Federal Aviation Administration Safety Regulation" and "Federal Aviation Administration Research and Development" shall be transferred to this appropriation and remain available until expended.

$2,500,000,000

[*Total, Operations and Headquarters administration, $2,556,900,000.*]

FACILITIES AND EQUIPMENT (AIRPORT AND AIRWAY TRUST FUND)

For necessary expenses, not otherwise provided for, for acquisition, establishment, and improvement by contract or purchase, and hire of air navigation and experimental facilities, including initial acquisition of necessary sites by lease or grant; engineering and service testing including construction of test facilities and acquisition of necessary sites by lease or grant; construction and furnishing of quarters and related accommodations for officers and employees of the Federal Aviation Administration stationed at remote localities where such accommodations are not available, and the lease or purchase of six aircraft; to be derived from the Airport and Airway Trust Fund and to remain available until September 30, 1988, $750,000,000: *Provided,* That there may be credited to this appropriation, funds received from States, counties, municipalities, other public authorities, and private sources, for expenses incurred in the establishment and modernization of air navigation facilities.

750,000,000

RESEARCH, ENGINEERING AND DEVELOPMENT

(AIRPORT AND AIRWAY TRUST FUND)

For necessary expenses, not otherwise provided for, for research, engineering, and development, in accordance with the provisions of the Federal Aviation Act (49 U.S.C. 1301–1542), including construction of experimental facilities and acquisition of necessary sites by lease or grant, $263,452,000, to be derived from the Airport and Airway Trust Fund and to remain available until expended: *Provided,* That there may be credited to this appropriation, funds

263,452,000

received from States, counties, municipalities, other public authorities, and private sources, for expenses incurred for research, engineering and development.

GRANTS-IN-AID FOR AIRPORTS (LIQUIDATION OF CONTRACT AUTHORIZATION) (AIRPORT AND AIRWAY TRUST FUND)

For liquidation of obligations incurred for airport planning and development under section 14 of Public Law 91-258, as amended, and under other law authorizing such obligations, and obligations for noise compatibility planning and programs, $745,000,000, to be derived from the Airport and Airway Trust Fund and to remain available until expended: *Provided,* That none of the funds in this Act shall be available for the planning or execution of programs the commitments for which are in excess of $800,000,000 in fiscal year 1984 for grants-in-aid for airport planning and development, and noise compatibility planning and programs notwithstanding section 506(e)(4) of the Airport and Airway Improvement Act of 1982.

$745,000,000 (liquidation of contract authorization)

800,000,000 (limitation on obligations)

OPERATION AND MAINTENANCE, METROPOLITAN WASHINGTON AIRPORTS

For expenses incident to the care, operation, maintenance, improvement, and protection of the federally owned civil airports in the vicinity of the District of Columbia, including purchase of ten passenger motor vehicles for police or ambulance type use, for replacement only; and purchase of two motor bikes for replacement only; purchase of one ambulance, for replacement only; purchase, cleaning, and repair of uniforms; and arms and ammunition, $34,557,000: *Provided,* That there may be credited to this appropriation, funds received from air carriers, concessionaires, and non-Federal tenants sufficient to cover utility and fuel costs which are in excess of $6,767,000: *Provided further,* That there may be credited to this appropriation, funds received from States, counties, municipalities, other public authorities, or private sources, for expenses incurred in the maintenance and operation of the federally owned civil airports.

34,557,000

CONSTRUCTION, METROPOLITAN WASHINGTON AIRPORTS

For necessary expenses for construction at the federally owned civil airports in the vicinity of the District of Columbia, including purchase of fourteen buses, $14,250,000, to remain available until September 30, 1986.

14,250,000

AVIATION INSURANCE REVOLVING FUND

The Secretary of Transportation is hereby authorized to make such expenditures and investments, within the limits of funds available pursuant to section 1306 of the Act of August 23, 1958, as amended (49 U.S.C. 1536), and in accordance with section 104 of the Government Corporation Control Act, as amended (31 U.S.C. 9104), as may be necessary in carrying out the programs set forth in the budget for the current fiscal year for aviation insurance activities under said Act.

AIRCRAFT PURCHASE LOAN GUARANTEE PROGRAM

(limitation on loan guarantees)

During fiscal year 1984, no commitments for guarantee of aircraft purchase loans under the Act of September 7, 1957, as amended (49 U.S.C. 1324 note), shall be made: *Provided,* That notwithstanding any other provision of law, the Secretary of Transportation may hereafter issue notes or other obligations to the Secretary of the Treasury, in such forms and denominations, bearing such maturities, and subject to such terms and conditions as the Secretary of the Treasury may prescribe. Such obligations may be issued to pay any necessary expenses required pursuant to the guarantee issued under the Act of September 7, 1957, Public Law 85-307, as amended (49 U.S.C. 1324 note). The amount of such obligations when combined with the aggregate of all such obligations made during fiscal year 1983 shall not exceed $175,000,000 by September 30, 1984. Such obligations shall be redeemed by the Secretary from appropriations authorized by this section. The Secretary of the Treasury shall purchase any such obligations, and for such purpose he may use as a public debt transaction the proceeds from the sale of any securities issued under the Second Liberty Bond Act, as now or hereafter in force. The purpose for which securities may be issued under such Act are extended to include any purchase of notes or other obligations issued under the subsection. The Secretary of the Treasury may sell any such obligations at such times and price and upon such terms and conditions as he shall determine in his discretion. All purchase, redemptions, and sales of such obligations by such Secretary shall be treated as public debt transactions of the United States. *$175,000,000 (limitation on borrowing authority)*

[*Total, Federal Aviation Administration, $3,619,159,000.*]

FEDERAL HIGHWAY ADMINISTRATION

LIMITATION ON GENERAL OPERATING EXPENSES

Necessary expenses for administration, operation, and research of the Federal Highway Administration, not to exceed $200,000,000, shall be paid, in accordance with law, from appropriations made available by this Act to the Federal Highway Administration together with advances and reimbursements received by the Federal Highway Administration: *Provided,* That not to exceed $38,650,000 of the amount provided herein shall remain available until expended: *Provided further,* That notwithstanding any other provision of law, the request for waiver of repayment of Federal funds for the withdrawn I-335 right of way in Minnesota meets the requirements of section 103(e)(5)(B) of title 23, United States Code, that it is for a public purpose and in the public interest to waive repayment of Federal funds, and the waiver is granted. *200,000,000 (limitation)*

MOTOR CARRIER SAFETY

For necessary expenses to carry out motor carrier safety functions of the Secretary, as authorized by the Department of Transportation Act (80 Stat. 939-940), $13,020,000, of which $600,000 shall remain available until expended and not to exceed $1,601,000 shall be available for "Limitation on general operating expenses". 13,020,000

MOTOR CARRIER SAFETY GRANTS

For necessary expenses to carry out the provisions of section 402 of Public Law 97-424, $8,000,000, to be derived from the Highway Trust Fund and to remain available until September 30, 1987. 8,000,000

HIGHWAY SAFETY RESEARCH AND DEVELOPMENT

For necessary expenses in carrying out provisions of sections 307(a) and 403 of title 23, United States Code, to be derived from the Highway Trust Fund and to remain available until expended, $8,500,000. 8,500,000

ACCESS CONTROL DEMONSTRATION PROJECT

Section 150(d) of the Federal-Aid Highway Act of 1978 is amended by striking out the period at the end thereof, and inserting the following: ": *Provided, however,* That sums shall not lapse until September 30, 1985.".

HIGHWAY-RELATED SAFETY GRANTS (LIQUIDATION OF CONTRACT AUTHORIZATION) (TRUST FUND)

For payment of obligations incurred in carrying out the provisions of title 23, United States Code, section 402, administered by the Federal Highway Administration, to remain available until expended, $9,738,000, to be derived from the Highway Trust Fund: *Provided,* That not to exceed $200,000 of the amount appropriated herein shall be available for "Limitation on general operating expenses": *Provided further,* That none of the funds in this Act shall be available for the planning or execution of programs, the obligations for which are in excess of $10,000,000 in fiscal year 1984 for "Highway-related safety grants".

$9,738,000 (liquidation of contract authorization)

10,000,000 (limitation on obligations)

RAILROAD-HIGHWAY CROSSINGS DEMONSTRATION PROJECTS

For necessary expenses of certain railroad-highway crossings demonstration projects as authorized by section 163 of the Federal-Aid Highway Act of 1973, as amended, to remain available until expended, $15,000,000, of which $10,000,000 shall be derived from the Highway Trust Fund.

15,000,000

FEDERAL-AID HIGHWAYS (LIQUIDATION OF CONTRACT AUTHORIZATION) (TRUST FUND)

For carrying out the provisions of title 23, United States Code, which are attributable to Federal-aid highways, including the National Scenic and Recreational Highway as authorized by 23 U.S.C. 148, not otherwise provided, including reimbursements for sums expended pursuant to the provisions of 23 U.S.C. 308, $11,600,000,000 or so much thereof as may be available in and derived from the Highway Trust Fund, to remain available until expended: *Provided,* That, (a) notwithstanding any other provision of law, the total of all obligations for Federal-aid highways and highway safety construction programs for fiscal year 1984 shall not exceed $12,600,000,000, except that this limitation shall not apply to obligations for emergency relief under section 125 of title 23, United States Code, projects covered under section 147 of the Surface Transportation Assistance Act of 1978, section 9 of the Federal-Aid Highway Act of 1981, subsections 131 (b) and (j) of Public Law 97-424, section 118 of the National Visitors Center Facilities Act of 1968, section 320 of title 23, United States Code, or section 157 of title 23, United States Code.

11,600,000,000 (liquidation of contract authorization)

[1] *12,600,000,000 (limitation on obligations)*

(b) For fiscal year 1984 the Secretary of Transportation shall distribute the limitation imposed by subsection (a) by allocation in the ratio which sums authorized to be appropriated for Federal-aid highways and highway safety construction which are apportioned or allocated to each State for such fiscal year bears to the total of the sums authorized to be appropriated for Federal-aid highways and highway safety construction which are apportioned or allocated to all the States for such fiscal year.

(c) During the period October 1 through December 31, 1983, no State shall obligate more than 35 per centum of the amount distributed to such State under subsection (b), and the total of all State obligations during such period shall not exceed 25 per centum of the total amount distributed to all States under such subsection.

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[1] Does not include $80,000,000 reduction provided in Title III of this Act (see p. 345).

(d) Notwithstanding subsections (b) and (c), the Secretary shall—

(1) provide all States with authority sufficient to prevent lapses of sums authorized to be appropriated for Federal-aid highways and highway safety construction which have been apportioned to a State, except in those instances in which a State indicates its intention to lapse sums apportioned under section 104(b)(5)(A) of title 23, United States Code;

(2) after August 1, 1984, revise a distribution of the funds made available under subsection (b) if a State will not obligate the amount distributed during the fiscal year and redistribute sufficient amounts to those States able to obligate amounts in addition to those previously distributed during that fiscal year giving priority to those States having large unobligated balances of funds apportioned under section 104 of title 23, United States Code, and giving priority to those States which, because of statutory changes made by the Surface Transportation Assistance Act of 1982 and the Federal-Aid Highway Act of 1981, have experienced substantial proportional reductions in their apportionments and allocations; and

(3) not distribute amounts authorized for administrative expenses and the Federal Lands Highway Programs.

EMERGENCY RELIEF

Notwithstanding sections 125, 129, and 301 of title 23, United States Code, an additional $20,000,000 shall be available from the Highway Trust Fund for the emergency fund authorized under section 125 of title 23, United States Code: *Provided,* That the Secretary shall give first priority to making funds available to repair or replace the Mianus Bridge on I-95 in Connecticut: *Provided further,* That the Federal funds provided herein shall not duplicate assistance provided by any other Federal emergency program, compensation received from Connecticut bridge insurance policies, or any other non-Federal source: *Provided further,* That regulations issued under section 125, title 23, United States Code, shall apply to the expenditure of such Federal funds: *Provided further,* That such funds shall not be available until the State of Connecticut enters into an agreement pursuant to section 105 of the Federal-Aid Highway Act of 1978 which covers the Mianus Bridge.

$20,000,000

MIANUS BRIDGE EMERGENCY ASSISTANCE

For necessary expenses to help defray costs such as additional police and fire services and road repairs resulting from the Mianus Bridge collapse, $1,000,000: *Provided,* That such sum shall be equally divided between and allocated to the towns of Greenwich, Connecticut, and Port Chester, New York.

1,000,000

RIGHT-OF-WAY REVOLVING FUND (LIMITATION ON DIRECT LOANS) (TRUST FUND)

During fiscal year 1984 and within the resources and authority available, gross obligations for the principal amount of direct loans shall not exceed $30,000,000.

30,000,000
(limitation on direct loans)

ACCESS HIGHWAYS TO PUBLIC RECREATION AREAS ON CERTAIN LAKES

For necessary expenses of certain Access Highway projects, as authorized by section 155, title 23, U.S.C., $4,270,000.

4,270,000

WASTE ISOLATION PILOT PROJECT ROADS

For necessary expenses in connection with planning and design activities associated with the upgrading of certain highways for the transportation of nuclear waste generated during defense-related activites, not otherwise provided for, $5,800,000, to remain available until expended: *Provided, however,* That these funds become available when construction of the Waste Isolation Pilot Project commences.

$5,800,000

[*Total, Federal Highway Administration, $75,590,000.*]

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

OPERATIONS AND RESEARCH

For expenses necessary to discharge the functions of the Secretary with respect to traffic and highway safety and functions under the Motor Vehicle Information and Cost Savings Act (Public Law 92-513, as amended), $78,000,000, of which $21,884,000 shall be derived from the Highway Trust Fund: *Provided,* That not to exceed $33,070,000 shall remain available until expended, of which $8,810,000 shall be derived from the Highway Trust Fund.

78,000,000

HIGHWAY TRAFFIC SAFETY GRANTS

(LIQUIDATION OF CONTRACT AUTHORIZATION) (TRUST FUND)

For payment of obligations incurred in carrying out the provisions of 23 U.S.C. 402, 406, and 408, and section 209 of Public Law 95-599, to remain available until expended, $118,000,000, to be derived from the Highway Trust Fund: *Provided,* That none of the funds in this Act shall be available for the planning or execution of programs, the total obligations for which are in excess of $100,000,000 in fiscal year 1984 for "State and community highway safety" authorized under 23 U.S.C. 402: *Provided further,* That none of these funds shall be used for construction, rehabilitation or remodeling costs or for office furnishings and fixtures for State, local, or private buildings or structures: *Provided further,* That none of the funds in this Act shall be available for the planning or execution of programs, the total obligations for which are in excess of $37,950,000 for "Alcohol safety incentive grants" authorized under 23 U.S.C. 408: *Provided further,* That none of the funds in this Act shall be available for the planning or execution of programs authorized by section 209 of Public Law 95-599, as amended, the total obligations for which are in excess of $5,000,000 in fiscal years 1983 and 1984: *Provided further,* That not to exceed $4,990,000 shall be available for administering the provisions of 23 U.S.C. 402.

118,000,000 (liquidation of contract authorization)

$100,000,000 (limitation on obligations)

37,950,000 (limitation on obligations)

[1] 5,000,000 (cumulative limitation on obligations)

[*Total, National Highway Traffic Safety Administration, $78,000,000.*]

FEDERAL RAILROAD ADMINISTRATION

OFFICE OF THE ADMINISTRATOR

For necessary expenses of the Federal Railroad Administration, not otherwise provided for, $11,680,000.

11,680,000

RAILROAD SAFETY

For necessary expenses in connection with railroad safety, not otherwise provided for, $28,900,000.

28,900,000

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[1] Cumulative limitation on obligations for fiscal years 1983 and 1984.

RAILROAD RESEARCH AND DEVELOPMENT

For necessary expenses for railroad research and development, $16,225,000, to remain available until expended.

$16,225,000

RAIL SERVICE ASSISTANCE

For necessary expenses for rail service assistance authorized by section 5 of the Department of Transportation Act, as amended, for Washington Union Station, as authorized by Public Law 97-125, and for necessary administrative expenses in connection with Federal rail assistance programs not otherwise provided for, $25,094,000, to remain available until expended: *Provided*, That none of the funds provided under this Act shall be available for the planning or execution of a program making commitments to guarantee new loans under the Emergency Rail Services Act of 1970, as amended, and that no new commitments to guarantee loans under section 211(a) of the Regional Rail Reorganization Act of 1973, as amended, shall be made: *Provided further*, That none of the funds in this Act shall be available for the acquisition, sale or transference of Washington Union Station without the prior approval of the House and Senate Committees on Appropriations: *Provided further*, That, of the funds available under this head, $15,000,000 shall be available for allocation to the States under section 5(h)(2) of the Department of Transportation Act, as amended: *Provided further*, That, notwithstanding any other provision of law, a State may not apply for fiscal year 1984 funds available under section 5(h)(2) until such State has expended all funds granted to it in the fiscal years prior to the beginning of fiscal year 1979, other than funds not expended due to pending litigation: *Provided further*, That a State denied funding by reason of the immediately preceding proviso may still apply for and receive funds for planning purposes: *Provided further*, That, notwithstanding any other provision of law, of the funds available under section 5(h)(2), $2,500,000 shall be made available for use under sections 5(h)(3)(B)(ii) and 5(h)(3)(C) of the Department of Transportation Act, as amended, notwithstanding the limitations set forth in section 5(h)(3)(B)(ii).

[1]25,094,000

CONRAIL LABOR PROTECTION

(INCLUDING TRANSFER OF FUNDS)

For labor protection as authorized by section 713 of the Regional Rail Reorganization Act of 1973 as added by section 1143 of the Northeast Rail Service Act of 1981, $20,000,000, to remain available until expended, of which $4,000,000 shall be derived from the unobligated balances of "Rail labor assistance": *Provided*, That such sum shall be considered to have been appropriated to the Secretary under said section 713 for transfer to the Railroad Retirement Board for the payment of benefits under section 701 of the Regional Rail Reorganization Act of 1973, as amended: *Provided further*, That, for the purposes of section 710 of the Regional Rail Reorganization Act of 1973, as added by section 1143 of the Northeast Rail Service Act of 1981, such sum shall be considered to have been appropriated under section 713 of the Regional Rail Reorganization Act of 1973 and counted against the limitation on the total liability of the United States: *Provided further*, That such sums as may be necessary shall be made available for necessary expenses of administration of section 701 of the Regional Rail Reorganization Act of 1973 by the Railroad Retirement Board.

16,000,000
4,000,000
(by transfer)

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[1] Includes $854,000 in borrowing authority to pay interest on rollover of promissory notes to the Treasury Department issued in prior years.

Rock Island Labor Protection

For employee protection as authorized by the Rock Island Railroad Transition and Employee Assistance Act, as amended (45 U.S.C. 1001 et seq.), $35,000,000.

$35,000,000

Northeast Corridor Improvement Program

For necessary expenses related to Northeast Corridor improvements authorized by title VII of the Railroad Revitalization and Regulatory Reform Act of 1976, as amended (45 U.S.C. 851 et seq.), $100,000,000, to remain available until expended: *Provided,* That, notwithstanding any other provision of law, the provisions of Public Law 85-804 shall apply to the Northeast Corridor Improvement Program: *Provided further,* That the Secretary may waive the provisions of 23 U.S.C. 322 (c) and (d) if such action would serve a public purpose: *Provided further,* That all public at grade-level crossings remaining along the Northeast Corridor upon completion of the project shall be equipped with protective devices including gates and lights.

100,000,000

Grants to the National Railroad Passenger Corporation

To enable the Secretary of Transportation to make grants to the National Railroad Passenger Corporation, $716,400,000, to remain available until expended, for operating losses incurred by the Corporation, capital improvements, and labor protection costs authorized by 45 U.S.C. 565: *Provided,* That none of the funds herein appropriated shall be used for lease or purchase of passenger motor vehicles or for the hire of vehicle operators for any officer or employee, other than the president of the Corporation, excluding the lease of passenger motor vehicles for those officers or employees while in official travel status: *Provided further,* That the Secretary shall make no commitments to guarantee new loans or loans for new purposes under 45 U.S.C. 602 in fiscal year 1984: *Provided further,* That the incurring of any obligation or commitment by the Corporation for the purchase of capital improvements not expressly provided for in an appropriation Act or prohibited by this Act shall be deemed a violation of 31 U.S.C. 1341: *Provided further,* That no funds are required to be expended or reserved for expenditure pursuant to 45 U.S.C. 601(e): *Provided further,* That none of the funds in this Act shall be made available to finance the rehabilitation and other improvements (including upgrading track and the signal system, ensuring safety at public and private highway and pedestrian crossings by improving signals or eliminating such crossings, and the improvement of operational portions of stations related to intercity rail passenger service) on the main line track between Atlantic City, New Jersey, and the main line of the Northeast Corridor, unless the Secretary of Transportation certifies that not less than 40 per centum of the costs of such improvements shall be derived from non-Federal sources: *Provided further,* That, notwithstanding any other provision of law, the National Railroad Passenger Corporation shall not operate rail passenger service between Atlantic City, New Jersey, and the Northeast Corridor main line unless the Corporation's Board of Directors determines that revenues from such service have covered or exceeded 80 per centum of the short term avoidable costs of operating such service in the first year of operation and 100 per centum of the short term avoidable operating costs for each year thereafter.

716,400,000

ALASKA RAILROAD REVOLVING FUND

The Alaska Railroad Revolving Fund shall continue available until expended for the work authorized by law, including operation and maintenance of oceangoing or coastwise vessels by ownership, charter, or arrangement with other branches of the Government service, for the purpose of providing additional facilities for transportation of freight, passengers, or mail, when deemed necessary for the benefit and development of industries or travel in the area served and payment of compensation and expenses as authorized by 5 U.S.C. 8146, to be reimbursed as therein provided: *Provided,* That no employee shall be paid an annual salary out of said fund in excess of the salaries prescribed by the Classification Act of 1949, as amended, for grade GS-15, except the general manager of said railroad, one assistant general manager and five officers at not to exceed the salaries prescribed for members of the Senior Executive Service.

RAILROAD REHABILITATION AND IMPROVEMENT FINANCING FUNDS

The total commitments to guarantee new loans pursuant to sections 511 through 513 of the Railroad Revitalization and Regulatory Reform Act of 1976 (Public Law 94-210), as amended, shall not exceed $20,000,000 of contingent liabilities for loan principal during fiscal year 1984: *Provided,* That the Secretary of Transportation is authorized to issue to the Secretary of the Treasury notes or other obligations pursuant to section 512 of the Railroad Revitalization and Regulatory Reform Act of 1976 (Public Law 94-210), as amended, in such amounts and at such times as may be necessary to pay any amounts required pursuant to the guarantee of the principal amount of obligations under sections 511 through 513 of such Act, such authority to exist as long as any such guaranteed obligation is outstanding: *Provided further,* That the amount of such notes or other obligations, when combined with the aggregate of all such notes or obligations issued during fiscal year 1983, shall not exceed $150,000,000 by September 30, 1984.

$20,000,000
(limitation on new loan guarantees)

REDEEMABLE PREFERENCE SHARES

The Secretary of Transportation is hereby authorized to expend proceeds from the sale of fund anticipation notes to the Secretary of the Treasury and any other moneys deposited in the Railroad Rehabilitation and Improvement Fund pursuant to sections 502, 505-507, and 509 of the Railroad Revitalization and Regulatory Reform Act of 1976 (Public Law 94-210), as amended, and section 803 of Public Law 95-620, for uses authorized for the Fund: *Provided,* That all unobligated balances in this account shall lapse at the end of fiscal year 1985.

ILLINOIS FEEDER LINE ASSISTANCE

(TRANSFER OF FUNDS)

For a grant related to the acquisition and rehabilitation of the railroad feeder line as authorized by section 511 of the Rail Safety and Service Improvement Act of 1982, $3,000,000, to be derived by transfer from the unobligated balances of "Redeemable preference shares": *Provided,* That such grant shall contain terms requiring (1) the repayment of the full amount of the grant to the United States in the event of the cessation of service on such line within five years after the first operation of such service after receipt of such grant,

3,000,000
(by transfer)

and (2) a liquidation priority for the United States in the event of bankruptcy within such five-year period.

[*Total, Federal Railroad Administration, $949,299,000.*]

URBAN MASS TRANSPORTATION ADMINISTRATION

Administrative Expenses

For necessary administrative expenses of the urban mass transportation program authorized by the Urban Mass Transportation Act of 1964, as amended (49 U.S.C. 1601 et seq.), 23 U.S.C. chapter 1, in connection with these activities, including hire of passenger motor vehicles and services as authorized by 5 U.S.C. 3109, $29,200,000. $29,200,000

Research, Development, and Demonstrations and University Research and Training

For necessary expenses for research and training, as authorized by the Urban Mass Transportation Act of 1964, as amended (49 U.S.C. 1601 et seq.), to remain available until expended, $54,800,000: 54,800,000 *Provided*, That $51,450,000 shall be available for research, development, and demonstrations, $2,000,000 shall be available for university research and training and not to exceed $1,350,000 shall be available for managerial training as authorized under the authority of said Act.

Formula Grants

For necessary expenses to carry out the provisions of sections 9 and 18 of the Urban Mass Transportation Act of 1964, as amended (49 U.S.C. 1601 et seq.), $2,388,592,200, to remain available until 2,388,592,200 expended.

Discretionary Grants

(Limitation on Obligations)

Total obligations for grants under the contract authority authorized for fiscal year 1984 in section 21(a)(2)(B) of the Urban Mass Transportation Act of 1964, as amended (49 U.S.C. 1601 et seq.), shall not exceed $1,225,000,000: *Provided*, That notwithstanding any other *1,225,000,000 (limitation on obligations)* provision of law, total amounts of contract authority authorized for fiscal year 1984 in section 21(a)(2)(B) of the Urban Mass Transportation Act of 1964, as amended, shall be available for obligation through fiscal year 1987: *Provided further*, That no funds shall be made available for the proposed Woodward light rail line in the Detroit, Michigan area until a source of operating funds has been approved in accordance with Michigan law: *Provided further*, That the Woodward line restriction shall not apply to alternatives analysis studies.

Liquidation of Contract Authorization

For payment of obligations incurred in carrying out section 21(a)(2) of the Urban Mass Transportation Act of 1964, as amended (49 U.S.C. 1601 et seq.), administered by the Urban Mass Transportation Administration, $242,000,000, to be derived from the Highway *242,000,000* Trust Fund and to remain available until expended. *(liquidation of contract authorization)*

Interstate Transfer Grants—Transit

For necessary expenses to carry out the provisions of 23 U.S.C. 103(e)(4) related to transit projects, $295,400,000, to remain available 295,400,000 until expended.

WASHINGTON METRO

For necessary expenses to carry out the provisions of section 14 of Public Law 96-184, $250,000,000, to remain available until expended. $250,000,000

[*Total, Urban Mass Transportation Administration, $3,017,992,200.*]

SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION

The Saint Lawrence Seaway Development Corporation is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to such Corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the current fiscal year for the Corporation except as hereinafter provided.

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed $1,800,000 shall be available for administrative expenses which shall be computed on accrual basis, including not to exceed $3,000 for official entertainment expenses to be expended upon the approval or authority of the Secretary of Transportation: *Provided*, That Corporation funds shall be available for the hire of passenger motor vehicles and aircraft, operation and maintenance of aircraft, uniforms or allowances therefor for operation and maintenance personnel, as authorized by law (5 U.S.C. 5901-5902), and $15,000 for services as authorized by 5 U.S.C. 3109. *1,800,000 (limitation)*

RESEARCH AND SPECIAL PROGRAMS ADMINISTRATION

RESEARCH AND SPECIAL PROGRAMS

For expenses necessary to discharge the functions of the Research and Special Programs Administration, for expenses for conducting research and development and for grants-in-aid to carry out a pipeline safety program, as authorized by section 5 of the Natural Gas Pipeline Safety Act of 1968 (49 U.S.C. 1674), $20,200,000, of which $8,200,000 shall remain available until expended. 20,200,000

OFFICE OF THE INSPECTOR GENERAL

SALARIES AND EXPENSES

For necessary expenses of the Office of the Inspector General in carrying out the provisions of the Inspector General Act of 1978, $26,795,000, of which $900,000 shall be available only for necessary expenses of the Office of the Inspector General to augment the bid rigging investigative efforts currently underway. 26,795,000

[*Total, title I, Department of Transportation:*

[New budget (obligational) authority	*$10,287,385,656.]*
[Appropriations	*10,286,795,200.]*
[Debt reduction	*−263,544.]*
[Borrowing authority	*854,000.]*
[By transfer	*19,550,000.]*
[Limitations	*201,800,000.]*
[Limitation on obligations	*14,895,450,000.]*
[Limitation on direct loans	*30,000,000.]*
[Limitation on new loan guarantees	*20,000,000.]*
[Limitation on working capital fund	*67,974,000.]*
[Appropriations to liquidate contract authorizations	*12,727,238,000.]*

TITLE II—RELATED AGENCIES

ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

SALARIES AND EXPENSES

For expenses necessary for the Architectural and Transportation Barriers Compliance Board, as authorized by section 502 of the Rehabilitation Act of 1973, as amended, $1,900,000. $1,900,000

NATIONAL TRANSPORTATION SAFETY BOARD

SALARIES AND EXPENSES

For necessary expenses of the National Transportation Safety Board, including hire of passenger motor vehicles and aircraft; services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for a GS-18; uniforms, or allowances therefor, as authorized by law (5 U.S.C. 5901-5902), $20,858,000, of which not to exceed $300 may be used for official reception and representation expenses. 20,858,000

CIVIL AERONAUTICS BOARD

SALARIES AND EXPENSES

For necessary expenses of the Civil Aeronautics Board, including hire of aircraft; hire of passenger motor vehicles; services as authorized by 5 U.S.C. 3109; uniforms, or allowances therefor, as authorized by law (5 U.S.C. 5901-5902); and not to exceed $5,000 for official reception and representation expenses, $18,400,000, for the period October 1, 1983 through August 1, 1984. 18,400,000

PAYMENTS TO AIR CARRIERS

For payments to air carriers of so much of the compensation fixed and determined by the Civil Aeronautics Board under section 419 of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1389), as is payable by the Board, $50,800,000, to remain available until expended and such amounts as may be necessary to liquidate obligations incurred prior to September 30, 1983, under 49 U.S.C. 1376 and 1389 and under Public Law 97-369, "Payments to air carriers". 50,800,000

[*Total, Civil Aeronautics Board, $69,200,000.*]

INTERSTATE COMMERCE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Interstate Commerce Commission, including services as authorized by 5 U.S.C. 3109, and not to exceed $1,500 for official reception and representation expenses, $60,000,000: *Provided,* That joint board members and cooperating State commissioners may use Government transportation requests when traveling in connection with their official duties as such: *Provided further,* That, of the funds available under this head, $8,000,000 shall not be available for obligation until the Commission has published final rules updating its user fee program unless the Commission is precluded from meeting this requirement because of circumstances beyond its control. 60,000,000

Payments for Directed Rail Service

None of the funds provided under this Act shall be available for the execution of programs the obligations for which can reasonably be expected to be in excess of $5,000,000 for directed rail service under 49 U.S.C. 11125 or any other legislation.

$5,000,000 (limitation on obligations)

PANAMA CANAL COMMISSION

Operating Expenses

For operating expenses necessary for the Panama Canal Commission, including hire of passenger motor vehicles and aircraft; uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901–5902); not to exceed $8,000 for official reception and representation expenses of the Board; operation of guide services; residence for the administrator; disbursements by the administrator for employee and community projects; not to exceed $25,000 for official reception and representation expenses of the Administrator; and to employ services as authorized by law (5 U.S.C. 3109); maintaining, improving, and altering facilities of other United States Government agencies in the Republic of Panama and facilities of the Government of the Republic of Panama for Panama Canal Commission use; and for payment of liabilities of the Panama Canal Company and Canal Zone Government that were pending on September 30, 1979, or that have accrued thereafter, including accounts payable for capital projects, $409,662,000, to be derived from the Panama Canal Commission Fund: *Provided*, That there may be credited to this appropriation, funds received from the Panama Canal Commission's capital outlays account for expenses incurred for supplies and services provided for capital projects and funds received from officers and employees of the Commission and/or commercial insurors of Commission employees for payment to other United States Government agencies for expenditures made for services provided to Commission employees and their dependents by such other agencies.

409,662,000

Capital Outlay

For acquisition, construction, replacement, and improvements of facilities, structures, and equipment required by the Panama Canal Commission, including the purchase of not to exceed forty-six passenger motor vehicles of which twenty-one are for replacement only; to employ services authorized by law (5 U.S.C. 3109); for payment of liabilities of the Panama Canal Company and Canal Zone Government that were pending on September 30, 1979, or that have accrued thereafter; to improve facilities of other United States Government Agencies in the Republic of Panama and facilities of the Government of the Republic of Panama for Panama Canal Commission use, $29,438,000, to be derived from the Panama Canal Commission Fund and to remain available until expended.

29,438,000

[*Total, Panama Canal Commission, $439,100,000.*]

UNITED STATES RAILWAY ASSOCIATION

Administrative Expenses

(INCLUDING TRANSFER OF FUNDS)

For necessary administrative expenses to enable the United States Railway Association to carry out its functions under the Regional Rail Reorganization Act of 1973, as amended, to remain available until expended, $2,500,000, of which $400,000 shall be derived by transfer from the unobligated balances of "Payments for purchase of Conrail securities" and of which not to exceed $500 may be available for official reception and representation expenses.

$2,100,000
400,000
(by transfer)

WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY

INTEREST PAYMENTS

For necessary expenses for interest payments, to remain available until expended, $51,663,569: *Provided,* That these funds shall be disbursed pursuant to terms and conditions established by Public Law 96-184 and the Initial Bond Repayment Participation Agreement. 51,663,569

[*Total, title II, related agencies:*

[*New budget (obligational) authority*	*$644,821,569.*]
[*By transfer*	*400,000.*]
[*Limitation on obligations*	*5,000,000.*]

TITLE III—GENERAL PROVISIONS

SEC. 301. During the current fiscal year applicable appropriations to the Department of Transportation shall be available for maintenance and operation of aircraft; hire of passenger motor vehicles and aircraft; purchase of liability insurance for motor vehicles operating in foreign countries on official departmental business; and uniforms, or allowances therefor, as authorized by law (5 U.S.C. 5901-5902).

SEC. 302. Funds appropriated for the Panama Canal Commission may be apportioned notwithstanding section 3679 of the Revised Statutes, as amended (31 U.S.C. 1341), to the extent necessary to permit payment of such pay increases for officers or employees as may be authorized by administrative action pursuant to law which are not in excess of statutory increases granted for the same period in corresponding rates of compensation for other employees of the Government in comparable positions.

SEC. 303. Funds appropriated under this Act for expenditures by the Federal Aviation Administration shall be available (1) except as otherwise authorized by the Act of September 30, 1950 (20 U.S.C. 236-244), for expenses of primary and secondary schooling for dependents of Federal Aviation Administration personnel stationed outside the continental United States at costs for any given area not in excess of those of the Department of Defense for the same area, when it is determined by the Secretary that the schools, if any, available in the locality are unable to provide adequately for the education of such dependents and (2) for transportation of said dependents between schools serving the area which they attend and their places of residence when the Secretary, under such regulations as may be prescribed, determines that such schools are not accessible by public means of transportation on a regular basis.

SEC. 304. Appropriations contained in this Act for the Department of Transportation shall be available for services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for a GS-18.

SEC. 305. None of the funds provided under this Act for Formula grants shall be made available to support mass transit facilities, equipment, or operating expenses unless the applicant for such assistance has given satisfactory assurances in such manner and forms as the Secretary may require, and in accordance with such terms and conditions as the Secretary may prescribe, that the rates charged elderly and handicapped persons during nonpeak hours shall not exceed one-half of the rates generally applicable to other persons at peak hours: *Provided,* That the Secretary, in prescribing the terms and conditions for the provision of such assistance shall

(1) permit applicants to continue the use of preferential fare systems for elderly or handicapped persons where those systems were in effect on or prior to November 26, 1974, (2) allow applicants a reasonable time to expand the coverage of operating preferential fare systems as appropriate, (3) allow applicants to continue to use preferential fare systems incorporating the offering of a free return ride upon payment of the generally applicable full fare where any such applicant's existing fare collection system does not reasonably permit the collection of half fares, and (4) allow applicants to define the eligibility of "handicapped persons" for the purposes of preferential fares in conformity with other Federal laws and regulations governing eligibility for benefits for disabled persons.

SEC. 306. None of the funds appropriated in this Act for the Panama Canal Commission may be expended unless in conformance with the Panama Canal Treaties of 1977 and any law implementing those treaties.

SEC. 307. None of the funds provided in this Act may be used for planning or construction of rail-highway crossings under section 322(a) of title 23, United States Code, or under section 701(a)(5) or section 703(1)(A) of the Railroad Revitalization and Regulatory Reform Act of 1976 at the—

(1) School street crossing in Groton, Connecticut; and

(2) Broadway Extension crossing in Stonington, Connecticut.

SEC. 308. None of the funds in this Act shall be used for the planning or execution of any program to pay the expenses of, or otherwise compensate, non-Federal parties intervening in regulatory or adjudicatory proceedings funded in this Act.

SEC. 309. None of the funds in this Act shall be used to assist, directly or indirectly, any State in imposing mandatory State inspection fees or sticker requirements on vehicles which are lawfully registered in another State, including vehicles engaged in interstate commercial transportation which are in compliance with Part 396—Inspection and Maintenance of the Federal Motor Carrier Safety Regulations of the U.S. Department of Transportation.

SEC. 310. None of the funds contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 311. None of the funds in this Act shall be used to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States.

SEC. 312. (a) Neither the Secretary of the department in which the Coast Guard is operating nor any other officer or employee of the United States shall approve any project or take any action which would interfere with the reasonable needs of navigation on the Columbia Slough, Oregon.

(b) For purposes of subsection (a) of this section, any bridge which is to be constructed across the Columbia Slough, Oregon, after the date of enactment of this section shall be deemed to provide for the reasonable needs of navigation on the Columbia Slough, Oregon, if such bridge provides at least thirty feet of vertical clearance Columbia River datum and at least eighty feet of horizontal clearance, as determined by the Secretary of the department in which the Coast Guard is operating.

SEC. 313. (a) The City of Gadsden, Alabama, and its successors and assigns are hereby released from all the terms, conditions, reservations, and restrictions contained in the deed dated May 25, 1962, by which the United States conveyed certain real property to the city of Gadsden, Alabama, for airport purposes, insofar as such terms, conditions, reservations, and restrictions relate to the real property described in subsection (b) of this section.

(b) The real property to which the first subsection of this section applies is the real property located in Gadsden, Alabama, which was conveyed to the city of Gadsden, Alabama, by the United States by the deed dated May 25, 1962, and which is described as follows: Commence at the northeast corner of section 19, township 12 south, range 7 east, thence run south along the east line of section 19 a distance of 1,495.93 feet more or less to a point; thence deflect 90 degrees 04 minutes right and run in a westerly direction a distance of 1,038.85 feet more or less to a point, said point being the point of beginning; thence deflect 90 degrees 03 minutes right and run in a northerly direction a distance of 1,152.45 feet to a point, thence deflect 90 degrees 00 minutes right and run in an easterly direction a distance of 38.1 feet to a point; thence deflect 90 degrees 00 minutes left and run in a northerly direction a distance of 62.0 feet to a point; thence deflect 90 degrees 00 minutes right and run in an easterly direction a distance of 329.7 feet to a point; thence deflect 90 degrees 00 minutes left and run in a northerly direction a distance of 298.47 feet to a point on the south right-of-way line of Rabbit Town Road; thence deflect 80 degrees 43 minutes left and run in a westerly direction along the south right-of-way line of Rabbit Town Road a distance of 738.2 feet to a point; thence deflect 99 degrees 15 minutes left and run in a southerly direction a distance of 1,448.75 feet to a point; thence deflect 91 degrees 07 minutes left and run in easterly direction a distance of 81.0 feet to a point; thence deflect 91 degrees 30 minutes right and run in a southerly direction a distance of 185.2 feet to a point; thence deflect 89 degrees 28 minutes left and run in an easterly direction a distance of 279.08 feet to the point of beginning. Being a portion of the northeast quarter of section 19, and a portion of section 18, township 12 south, range 7 east, lying south of the Cherokee Indian boundary line in Etowah County, Alabama.

SEC. 314. The Congress intends and directs that the proposed rulemaking to adjust the annual passenger ceiling at Washington National Airport be held in abeyance for at least 60 days from the date of enactment of this Act.

SEC. 315. None of the funds provided in this Act for the Department of Transportation shall be used for the the enforcement of any rule with respect to the repayment of construction differential subsidy for the permanent release of vessels from the restrictions in section 506 of the Merchant Marine Act, 1936, until 60 days following the promulgation of any such rule.

Notwithstanding any other provision of law, the enforcement of any rule regarding the repayment of construction differential subsidy for the permanent release of vessels from the restrictions in section 506 of the Merchant Marine Act, 1936, shall be held in abeyance for at least 60 days from the date of enactment of this Act.

SEC. 316. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 317. No funds appropriated under this Act shall be expended to pay for any travel by the Administrator of the Federal Aviation Administration as passenger or crew member aboard any Department of Transportation aircraft to any destination served by a regularly scheduled air carrier: *Provided,* That this limitation shall not apply if no regularly scheduled carriers' flight arrives at the destination of the Administrator within 6 hours local time of the desired time of arrival: *Provided further,* That this limitation shall not apply to costs incurred by any flight which is essentially for the purpose of inspecting, investigating, or testing the operations of any aspect of the Federal Aviation Administration system designed to aid and control air traffic, or to maintain or improve aviation safety: *Provided further,* That this limitation shall not apply to costs incurred by any flight in Department of Transportation aircraft which is necessary in times of emergency or disaster, or for security reasons, or to fulfill official diplomatic representation responsibilities in foreign countries: *Provided further,* That written certifications shall be issued quarterly on all flights initiated in the previous quarter subject to this limitation and shall be made readily available to Congress and the general public.

SEC. 318. Section 120(j) of title 23, United States code, is amended by inserting after the word "Representatives" the following: ", and for funds allocated under the provisions of section 155 of this title and obligated subsequent to January 6, 1983,".

SEC. 319. None of the funds in this or any other Act shall be used by the Federal Aviation Administration for any facility closures or consolidations prior to December 1, 1983: *Provided,* That the Federal Aviation Administration shall, no later than October 1, 1983, submit to the appropriate committees of the congress a detailed, site-specific, and time-phased plan, including cost-effectiveness and other relevant data, for all facility closure or consolidations over the next three years: *Provided further,* That, in the instance of any proposed closure or consolidation questioned in writing by the House or Senate Committees on Appropriations or by any legislative committee of jurisdiction, no such proposed closure or consolidation shall be advanced prior to April 15, 1984, in order to allow for the timely conduct of any necessary congressional hearings.

SEC. 320. Section 145 of Public Law 97-377, approved December 21, 1982, is amended (1) by designating the existing text thereof as subsection (a), and (2) by adding at the end thereof the following new subsection:

"(b) The amendment made by subsection (a) of this section shall be effective as of 5 o'clock ante meridian eastern daylight time, August 3, 1981.".

SEC. 321. (a) The Congress finds that—

(1) in this Nation there exist millions of handicapped people with severe physical impairments including partial paralysis, limb amputation, chronic heart condition, emphysema, arthritis, rheumatism, and other debilitating conditions which greatly limit their personal mobility;

(2) these people reside in each of the several States and have need and reason to travel from one State to another for business and recreational purposes;

(3) each State maintains the right to establish and enforce its own code of regulations regarding the appropriate use of motor vehicles operating within its jurisdiction;

(4) within a given State handicapped individuals are oftentimes granted special parking privileges to help offset the limitations imposed by their physical impairment;

(5) these special parking privileges vary from State to State as do the methods and means of identifying vehicles used by disabled individuals, all of which serve to impede both the enforcement of special parking privileges and the handicapped individual's freedom to properly utilize such privileges;

(6) there are many efforts currently underway to help alleviate these problems through public awareness and administrative change as encouraged by concerned individuals and national associations directly involved in matters relating to the issue of special parking privileges for disabled individuals; and

(7) despite these efforts the fact remains that many States may need to give the matter legislative consideration to ensure a proper resolution of this issue, especially as it relates to law enforcement and placard responsibility.

(b) The Congress encourages each of the several States working through the National Governors Conference to—

(1) adopt the International Symbol of Access as the only recognized and adopted symbol to be used to identify vehicles carrying those citizens with acknowledged physical impairments;

(2) grant to vehicles displaying this symbol the special parking privileges which a State may provide; and

(3) permit the International Symbol of Access to appear either on a specialized license plate, or on a specialized placard placed in the vehicles so as to be clearly visible through the front windshield, or on both such places.

(c) It is the sense of the Congress that agreements of reciprocity relating to the special parking privileges granted handicapped individuals should be developed and entered into by and between the several States so as to—

(1) facilitate the free and unencumbered use between the several States, of the special parking privileges afforded those people with acknowledged handicapped conditions, without regard to the State of residence of the handicapped person utilizing such privilege;

(2) improve the ease of law enforcement in each State of its special parking privileges and to facilitate the handling of violators; and

(3) ensure that motor vehicles carrying individuals with acknowledged handicapped conditions be given fair and predictable treatment throughout the Nation.

(d) As used in this section the term "State" means the several States and the District of Columbia.

(e) The Secretary of Transportation shall provide a copy of this section to the Governor of each State and the Mayor of the District of Columbia.

SEC. 322. Notwithstanding any other provision of law, the limitation on total obligations for Federal-aid highways and highway safety construction programs for fiscal year 1984 contained in title I of this Act shall be reduced by $80,000,000.

[1]*—$80,000,000 (limitation on obligations —reduction)*

SEC. 323. None of the funds appropriated by this Act or any other Act may be obligated or expended before October 15, 1983—

(1) to adopt, to issue, or to carry out a final rule or regulation, a final revision, addition, or amendment to regulations, or a final statement of policy based on any proposed rule, or regulation, any proposed revision, addition, or amendment to regulations, or any proposed statement of policy of which a notice was published in parts III–VI of the Federal Register on March 30, 1983 (48 F.R. 13,342 to 13,381) or in parts III through VI of the Federal Register on July 14, 1983 (48 F.R. 32,275 to 32,312); or

(2) to adopt, to issue, or to carry out any final rule or regulation, any final revision, addition, or amendment to a regulation, or any final statement of policy which effectuates the purposes of any proposed rule, regulation, revision, addition, amendment, or statement of policy referred to in clause (1).

This Act may be cited as the "Department of Transportation and Related Agencies Appropriations Act, 1984".

[*Total, title III, general provisions, limitation on obligations (reduction), —$80,000,000.*]

Approved August 15, 1983.

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[1] Reduction to Federal-aid Highways obligation limitation contained in Title I (see p. 331).

LEGISLATIVE HISTORY—H.R. 3329

HOUSE REPORTS: No. 98-246 (Comm. on Appropriations) and No. 98-318 (Comm. of Conference).
SENATE REPORT No. 98-179 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 22, considered and passed House.
July 15, considered and passed Senate, amended.
Aug. 2, House agreed to conference report; concurred in certain Senate amendments and in others with amendments, and insisted on its disagreement to a Senate amendment.
Aug. 3, Senate agreed to conference report; concurred in certain House amendments, in another with an amendment, and receded from an amendment.
Aug. 4, House concurred in Senate amendment.

Grand total, titles I, and II, and III:		
New budget (obligational) authority	$10,932,207,225	
Appropriations for 1984	(10,931,616,769)	
Debt reduction	(−263,544)	
Borrowing authority	(854,000)	
By transfer	*(19,950,000)*	
Limitations	*(201,800,000)*	
Limitations on obligations	*(14,820,450,000)*	
Limitation on direct loans	*(30,000,000)*	
Limitation on new loan guarantees	*(20,000,000)*	
Limitation on working capital fund	*(67,974,000)*	
Total, new budget (obligational) authority, Department of Transportation and Related Agencies Appropriation Act, 1984		$10,932,207,225

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 contained in the foregoing annual appropriation act, the following additional amounts are available for the Department of Transportation for such fiscal year:

Permanent appropriations:		
Federal funds (p. 1006)	$481,000,000	
Trust funds (pp. 1018–1019)	16,212,955,000	
Departments of Commerce, Justice, and State, the Judiciary and Related Agencies Appropriation Act, 1984: Maritime Administration (pp. 122–123)	84,668,000	
Subtotal additions		16,778,623,000

Deduct amounts for independent agencies transferred to General Government totals:

General Government:		
Architectural and Transportation Barriers Compliance Board (p. 339)	$1,900,000	
Civil Aeronautics Board (p. 339)	69,200,000	
Interstate Commerce Commission (pp. 339–340)	60,000,000	
National Transportation Safety Board (p. 339)	20,858,000	
Panama Canal Commission (p. 340)	439,100,000	
United States Railway Association (pp. 340–341)	2,100,000	
Washington Metropolitan Area Transit Authority (p. 341)	51,663,569	
Subtotal, deductions		−644,821,569
Grand total, Department of Transportation		27,066,008,656

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 1984

98th Congress, H.R. 4139

[Note.—The following bill is a copy of H.R. 4139 as passed by the House of Representatives on October 27, 1983. The Senate version of this bill (S. 1646) as reported by the Senate Committee on Appropriations July 20, 1983 is shown by the addition of language in bold brackets and italics. This bill was not enacted into law. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing resolutions: Sec. 101(d) of Public Law 98-107 (pp. 505-506); and Sec. 101(f) of Public Law 98-151 (pp. 521-522). (Also, see pp. 1140-1142 for the related table VIII).]

A BILL

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1984, and for other purposes, namely:

TITLE I—DEPARTMENT OF THE TREASURY

Office of the Secretary

SALARIES AND EXPENSES

For necessary expenses of the Office of the Secretary including operation and maintenance of the Treasury Building and Annex; hire of passenger motor vehicles; **[**_maintenance, repairs and improvements of, and purchase of commercial insurance policies for, real properties leased or owned overseas, when necessary for the performance of official business;_**]** not to exceed $20,000 **[**_$95,000_**]** for official reception and representation expenses; not to exceed $100,000 **[**_$200,000_**]** for unforeseen emergencies of a confidential nature, to be allocated and expended under the direction of the Secretary of the Treasury and to be accounted for solely on his certificate; not to exceed $900,000 for repairs and improvements to the Main Treasury Building and Annex, to remain available until expended; $47,000,000 **[**_$65,743,000 (5 U.S.C. 301, 302, 5311, 5901, 92 Stat. 344, 3092.)_**]**. $65,743,000

International Affairs

For necessary expenses of the international affairs function of the Office of the Secretary; hire of passenger motor vehicles; maintenance, repairs and improvement of, and purchase of commercial insurance policies for real properties leased or owned overseas, when necessary for the performance of official business; not to exceed $2,000,000 for official travel expenses; and not to exceed $80,000 for official reception and representation expenses; $22,000,000.

FEDERAL LAW ENFORCEMENT TRAINING CENTER

SALARIES AND EXPENSES

For necessary expenses of the Federal Law Enforcement Training Center, including purchase (not to exceed eight for police-type use) and hire of passenger motor vehicles; not to exceed $60,000 for expenses for student athletic and related activities; participation in firearms matches; repair; and services as authorized by 5 U.S.C. 3109; $14,400,000 [*$14,481,000*]. $14,481,000

BUREAU OF GOVERNMENT FINANCIAL OPERATIONS

SALARIES AND EXPENSES

For necessary expenses of the Bureau of Government Financial Operations; $239,500,000 [*$239,995,000*] of which $6,904,000 shall remain available until expended for systems modernization initiatives. 239,995,000

BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

SALARIES AND EXPENSES

For necessary expenses for the Bureau of Alcohol, Tobacco and Firearms, including purchase of three hundred and seventy-five vehicles for police-type use of which three hundred are for replacement only and hire of passenger motor vehicles; hire of aircraft; and services of expert witnesses at such rates as may be determined by the Director; $157,000,000 [*$157,260,000*] of which $15,000,000 shall be available solely for the enforcement of the Federal Alcohol Administration Act during fiscal year 1984: *Provided*, That no funds appropriated herein shall be available for administrative expenses in connection with consolidating or centralizing within the Department of the Treasury the records of receipt and disposition of firearms maintained by Federal firearms licensees or for issuing or carrying out any provisions of the proposed rules of the Department of the Treasury, Bureau of Alcohol, Tobacco and Firearms, on Firearms Regulations, as published in the Federal Register, volume 43, number 55, of March 21, 1978: *Provided further*, That none of the funds appropriated herein shall be available for explosive identification or detection tagging research, development, or implementation: *Provided further*, That not to exceed $300,000 shall be available for research and development of an explosives identification and detection device [*: Provided further, That no funds made available under this Act may be used to enforce regulations promulgated under the Gun Control Act of 1968 with respect to intrastate sales of firearms at officially recognized gun shows pending final action on Notice 343, Federal Register, April 22, 1980: Provided further, That all persons offering firearms for sale at such gun shows must hold valid Federal firearms licenses and have business premises within the State in which the gun show is held and must make such sales in compliance with all other pertinent provisions of the Gun Control Act of 1968 and regulations promulgated thereunder: Provided further, That there are no funds appropriated herein to require the retention of firearms records (ATF Form 4473), for a period in excess of ten years*]. 157,260,000

UNITED STATES CUSTOMS SERVICE

SALARIES AND EXPENSES

For necessary expenses of the United States Customs Service, including purchase of two hundred motor vehicles for replacement only, including one hundred and ninety for police-type use; hire of passenger vehicles and aircraft; acquisition (purchase of 3), operation and maintenance of aircraft; transfer of additional aircraft and/or equipment from the Department of Defense as the appropriate Secretaries may agree; [*not to exceed $10,000 for official reception and representation expenses,*] and awards of compensation to informers, as authorized by the Act of August 13, 1954 (22 U.S.C. 401); $627,759,000 [*$584,943,000*] of which not to exceed $150,000 shall be available for payment for rental space in connection with preclearance operations and not to exceed $1,000,000, to remain available until expended, for research: *Provided,* That none of the funds made available by this Act shall be available for administrative expenses to pay any employee overtime pay in an amount in excess of $25,000: *Provided further,* That the Commissioner or his designee may waive this limitation in individual cases in order to prevent excessive costs or to meet emergency requirements of the Service: *Provided further,* That none of the funds made available by this Act may be used for administrative expenses in connection with the proposed redirection of the Equal Employment Opportunity Program: *Provided further,* That none of the funds made available by this Act shall be available for administrative expenses to reduce the number of Customs Service regions below seven during fiscal year 1984 [*: Provided further, That the Commissioner notify the House and Senate Committees on Appropriations in writing six months prior to the proposed closure by consolidation of Customs facilities or proposed reduction or transfer of personnel.* $584,943,000

OPERATION AND MAINTENANCE, AIR INTERDICTION PROGRAM

For expenses, not otherwise provided for, necessary for the hire, lease, acquisition (purchase of three and transfer or acquisition from any other agency), operation and maintenance of aircraft, and other related equipment of the Air Program; $31,000,000. 31,000,000

BUREAU OF THE MINT

SALARIES AND EXPENSES

For necessary expenses of the Bureau of the Mint; $49,000,000. 49,000,000

EXPANSION AND IMPROVEMENTS

For expansion of and improvements to existing mint facilities and for renovation of surplus Federal properties to be acquired by lease or purchase; $3,070,000, to remain available until expended]. 3,070,000

[***Total, Bureau of the Mint, $52,070,000.***]

BUREAU OF THE PUBLIC DEBT

ADMINISTERING THE PUBLIC DEBT

For necessary expenses connected with any public-debt issues of the United States; $196,000,000 [*$196,427,000*]. 196,427,000

INTERNAL REVENUE SERVICE

SALARIES AND EXPENSES

For necessary expenses of the Internal Revenue Service, not otherwise provided for; for executive direction and management services; and hire of passenger motor vehicles (31 U.S.C. 1343(b)); and services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner; $102,017,000 [*$99,800,000*]. 99,800,000

PROCESSING TAX RETURNS

For necessary expenses of the Internal Revenue Service not otherwise provided for; including processing tax returns; revenue accounting; and hire of passenger motor vehicles (31 U.S.C. 1343(b)); and services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner; $898,303,000 [*$929,000,000*], of which not to exceed $75,000,000 [*$100,000,000*] shall remain available until expended for systems modernization initiatives.

$929,000,000

EXAMINATION AND APPEALS

For necessary expenses of the Internal Revenue Service for determining and establishing tax liabilities; employee plans and exempt organizations; tax litigation; hire of passenger motor vehicles; and services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner; $1,252,500,000 [*$1,232,000,000*].

1,232,000,000

INVESTIGATION, COLLECTION AND TAXPAYER SERVICE

For necessary expenses of the Internal Revenue Service for investigation and enforcement activities; including purchase (not to exceed four hundred fifty-one for replacement only, for police-type use) and hire of passenger motor vehicles (31 U.S.C. 638a(a)); securing unfiled tax returns; collecting unpaid accounts; technical rulings; enforcement litigation; providing assistance to taxpayers; and services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner; $1,008,729,000 [*$1,004,000,000*]: *Provided*, That, notwithstanding any other provision of this Act, none of the funds made available by this Act shall be used to reduce the number of positions allocated to taxpayer service activities below fiscal year 1983 levels, or to reduce the number of positions allocated to any other direct taxpayer assistance functions below fiscal year 1983 levels, including, but not limited to Internal Revenue Service toll-free telephone tax law assistance and walk-in assistance available at Internal Revenue Service field offices [*: Provided, That of the amount appropriated herein, $3,300,000 shall be available for the Voluntary Income Tax Assistance (VITA) program, including $2,000,000 for Tax Counseling for the Elderly (TCE) program.*]

1,004,000,000

[***Total, Internal Revenue Service, $3,264,800,000.***]

Payment Where Energy Credit Exceeds Liability for Tax

For necessary expenses to carry out the energy provisions of the Energy Tax Act of 1978 (Public Law 96-618); $200,000.

200,000

Administrative Provision—Internal Revenue Service

Not to exceed 1 per centum of any appropriation made available to the Internal Revenue Service for the current fiscal year by this Act may be transferred to any other Internal Revenue Service Appropriation.

United States Secret Service

SALARIES AND EXPENSES

For necessary expenses for the operation of the United States Secret Service, including purchase (not to exceed three [*four*] hundred and eight vehicles for police-type use [*)*], of which two hundred and three [*eight*] shall be for replacement only) [*only*] and hire of passenger motor vehicles; hire of aircraft; training and assistance requested by State and local governments, which may be provided without reimbursement; services of expert witnesses at such rates as may be determined by the Director; rental of buildings in the District of Columbia, and fencing, lighting, guard booths, and other facilities on private or other property not in Government ownership or control, as may be necessary to perform protective functions; the conducting of and participating in firearms matches and presentation of awards; $282,500,000 [*$294,555,000*] $294,555,000 of which not to exceed $15,000,000 [*$8,000,000*] shall remain available until expended for payment to State and local governments for protection of permanent and observer foreign diplomatic missions, pursuant to Public Law 94-196 as amended, including costs of providing protection for motorcades and at other places associated with a visit qualifying under section 202(7) of title 3, United States Code; and for travel of Secret Service employees on protective missions without regard to the limitations on such expenditures in this or any other Act, provided that [*Act: Provided, That*], approval is obtained in advance from the House and Senate Committees on Appropriations: *Provided* [*further*], That funds appropriated herein shall be available for repairs, alterations and minor construction at the James J. Rowley Secret Service Training Center, [*;*] and for research and development [*; not to exceed $5,000 for official reception and representation expenses: Provided further, That uniforms may be purchased without regard to the general purchase price limitation for the current fiscal year: Provided further, That passenger motor vehicles for police-type use may be purchased without regard to the general purchase price limitation for the current fiscal year. (3 U.S.C. 202, 203a; 5 U.S.C. 301; 18 U.S.C. 3056.)*]

DEPARTMENT OF THE TREASURY—GENERAL PROVISIONS

SEC. 101. Appropriations to the Treasury Department in this Act shall be available for uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901), including maintenance, repairs, and cleaning; purchase of insurance for official motor vehicles operated in foreign countries; entering into contracts with the Department of State for the furnishing of health and medical services to employees and their dependents serving in foreign countries; and services as authorized by 5 U.S.C. 3109.

SEC. 102. None of the funds appropriated by this title shall be used in connection with the collection of any underpayment of any tax imposed by the Internal Revenue Code of 1954 unless the conduct of officers and employees of the Internal Revenue Service in connection with such collection complies with subsection (a) of section 805 (relating to communication in connection with debt collection), and section 806 (relating to harassment or abuse), of the Fair Debt Collection Practices Act (15 U.S.C. 1692).

SEC. 103. (a) None of the funds appropriated by this Act may be used to disqualify, pursuant to section 411(d)(1)(B) of the Internal Revenue Code of 1954, any plan which has vesting requirements or provides for nonforfeitable rights to benefits, equal to or more stringent than 4/40.

(b) None of the funds appropriated by this Act may be used to issue an unfavorable advance determination letter, pursuant to section 411(d)(1)(B) of the Internal Revenue Code of 1954, with respect to any plan which has vesting requirements or provides for nonforfeitable rights to benefits, equal to or more stringent than 4/40.

SEC. 104. None of the funds made available to the Department of the Treasury by this Act [*or any other Act*] shall be used to implement changes shortening the time granted, or altering the mode of payment and receipt permitted, or use of lock boxes, for payment of excise taxes by law or regulations in effect on January 1, 1981.

[*SEC. 105. Not to exceed 2 per centum of any appropriations in this Act for the Department of the Treasury may be transferred between such appropriations. However, no such appropriation shall be increased or decreased by more than 2 per centum and any such proposed transfers shall be approved in advance by the Committees of Appropriations of the House and Senate.*

SEC. 106. Section 505 of the Tariff Act of 1930, as amended (19 U.S.C. 1505), is further amended by adding a new subsection (c) to read as follows:

"(c) Notwithstanding any other provision of law, duties determined to be due on a liquidation or reliquidation shall be due upon that date, and unless payment is received by the appropriate customs officer within twenty-five days therefrom, shall be considered delinquent and bear interest from the date of liquidation or reliquidation at a rate determined by the Secretary of the Treasury.".

Section 520 of the Tariff Act of 1930, as amended (19 U.S.C. 1520), is further amended by adding a new subsection (d) to read as follows:

"(d) Where a determination is made to reliquidate an entry pursuant to a protest filed under section 514 of this Act, an application for relief under subsection (c)(1) of this section, or any order of an appropriate court, interest shall be allowed on any amounts paid as increased or additional duties under section 505(c) of this Act at the annual rate established pursuant to that section and determined as of the date of liquidation or reliquidation. Such interest shall be calculated from the date of payment to the date of refund or the date of filing of a summons under 28 U.S.C. 2632, whichever occurs first.".

SEC. 107. Notwithstanding any other provision of law, the capitalization limitation contained in 31 U.S.C. 322 for the Capital Fund in the Office of the Secretary is hereby repealed.

SEC. 108. Provided that such sums as may be necessary shall be made available to compensate private debt collection agencies under contract with the Secretary of the Treasury, as provided for by Public Law 97-365, from amounts collected by those private agencies on debt owed the Department of the Treasury.

SEC. 109. None of the funds appropriated by this Act or any other Act shall be used to impose or assess any tax due under subchapter D of chapter 32 of the Internal Revenue Code of 1954, as amended, sections 4161 and 4181, in all cases where less than fifty items are manufactured or produced per annum.

SEC. 110. None of the funds made available by this Act may be used to place the United States Secret Service, the United States Customs Service, and the Bureau of Alcohol, Tobacco and Firearms under the operation, oversight, or jurisdiction of the Inspector General of the Department of the Treasury.]

This title may be cited as the "Treasury Department Appropriation Act, 1984".

[*Total, title I, Department of the Treasury, new budget (obligational) authority, $4,901,474,000.*]

TITLE II—POSTAL SERVICE

PAYMENT TO THE POSTAL SERVICE FUND

For payment to the Postal Service Fund for revenue forgone on free and reduced rate mail, pursuant to 39 U.S.C. 2401 (b) and (c) and section 1723 of the Omnibus Budget Reconciliation Act of 1981, $879,000,000 [*$802,000,000*]. Notwithstanding any other provision of this Act, the Postal Service shall continue six day delivery of mail, and rural delivery of mail shall continue at the 1983 level [*: Provided, That none of the funds provided in this Act shall be used to consolidate or close small rural and other small post offices in the fiscal year ending on September 30, 1984*]. $879,000,000

This title may be cited as the "Postal Service Appropriation Act, 1984".

[*Total, title II, United States Postal Service, new budget (obligational) authority, $879,000,000.*]

TITLE III—EXECUTIVE OFFICE OF THE PRESIDENT

COMPENSATION OF THE PRESIDENT

For compensation of the President, including an expense allowance at the rate of $50,000 per annum as authorized by 3 U.S.C. 102, $250,000: *Provided*, That none of the funds made available for official expenses shall be expended for any other purpose and any unused amount shall revert to the Treasury pursuant to section 701 of title 31 of the United States Code: *Provided further*, That none of the funds made available for official expenses shall be considered as taxable to the President. $250,000

OFFICE OF ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses for the Office of Administration, $14,500,000 [*$14,295,000*], including services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 107, and hire of passenger motor vehicles. 14,295,000

THE WHITE HOUSE OFFICE

SALARIES AND EXPENSES

For necessary expenses for the White House Office as authorized by law, including not to exceed $3,850,000 for services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105, and other personal services as authorized by 3 U.S.C. 105; including subsistence expenses as authorized by 3 U.S.C. 105, which shall be expended and accounted for as provided in that section; hire of passenger motor vehicles, newspapers, periodicals, teletype news service, and travel (not to exceed $100,000 to be expended and accounted for as provided by 3 U.S.C. 103); not to exceed $20,000 for official entertainment expenses, to be available for allocation within the Executive Office of the President; $23,000,000 [*$22,830,000*]. 22,830,000

EXECUTIVE RESIDENCE AT THE WHITE HOUSE

OPERATING EXPENSES

For the care, maintenance, repair and alteration, refurnishing, improvement, heating and lighting, including electric power and fixtures, of the Executive Residence at the White House and official entertainment expenses of the President, $4,500,000 [*$4,550,000*], to be expended and accounted for as provided by 3 U.S.C. 105, 109–110, and 112–114. 4,550,000

OFFICIAL RESIDENCE OF THE VICE PRESIDENT

OPERATING EXPENSES

For the care, maintenance, repair and alteration, refurnishing, improvement, heating and lighting, including electric power and fixtures, of the official residence of the Vice President, and not to exceed $60,000 for official entertainment expenses of the Vice President, to be accounted for solely on his certificate, $262,000: *Provided*, That advances or repayments or transfers from this appropriation may be made to any department or agency for expenses of carrying out such activities. 262,000

SPECIAL ASSISTANCE TO THE PRESIDENT

SALARIES AND EXPENSES

For necessary expenses to enable the Vice President to provide assistance to the President in connection with specially assigned functions, services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 106, and hire of passenger vehicles; $1,550,000 [*$1,593,000*]. $1,593,000

COUNCIL OF ECONOMIC ADVISERS

SALARIES AND EXPENSES

For necessary expenses of the Council in carrying out its functions under the Employment Act of 1946 (15 U.S.C. 1021); $2,400,000 [*$2,464,000*]. 2,464,000

OFFICE OF POLICY DEVELOPMENT

SALARIES AND EXPENSES

For necessary expenses of the Office of Policy Development, including services as authorized by 5 U.S.C. 3109, and 3 U.S.C. 107, and other personal services as authorized by 3 U.S.C. 107; $2,800,000 [*$2,861,000*]. 2,861,000

NATIONAL SECURITY COUNCIL

SALARIES AND EXPENSES

For necessary expenses for the National Security Council, including services as authorized by 5 U.S.C. 3109; $4,300,000 [*$4,497,000*]. 4,497,000

OFFICE OF MANAGEMENT AND BUDGET

SALARIES AND EXPENSES

For necessary expenses for the Office of Management and Budget, including hire of passenger motor vehicles, services as authorized by 5 U.S.C. 3109; $36,400,000 [*$31,603,000: Provided, That none of the funds appropriated in this Act for the Office of Management and Budget may be used for the purpose of reviewing any agricultural marketing orders or any activities or regulations under the provisions of the Agricultural Marketing Agreement Act of 1937 (7 U.S.C. 601 et seq.).* 31,603,000

OFFICE OF INFORMATION AND REGULATORY AFFAIRS

SALARIES AND EXPENSES

For necessary expenses for the Office of Information and Regulatory Affairs, as authorized by the Paperwork Reduction Act of 1980, $5,397,000.] 5,397,000

OFFICE OF FEDERAL PROCUREMENT POLICY

SALARIES AND EXPENSES

For expenses of the Office of Federal Procurement Policy, including services as authorized by 5 U.S.C. 3109; $2,500,000 [*$2,556,000.* 2,556,000

PROPERTY REVIEW BOARD

SALARIES AND EXPENSES

For expenses necessary of the Property Review Board $415,000, including services authorized by 5 U.S.C. 3109 and 5 U.S.C. 5382.] 415,000

UNANTICIPATED NEEDS

For expenses necessary to enable the President to meet unanticipated needs, in furtherance of the national interest, security, or defense which may arise at home or abroad during the current fiscal year; $1,000,000. $1,000,000

[*General Provisions*

Sec. 301. (a) The President is authorized, without regard to any other provision of law regulating the employment or compensation of persons in the Government service, to appoint and fix the compensation of the Executive Director of the Property Review Board at a rate not to exceed the rate of basic pay then currently paid for level III of the Executive Schedule of section 5314 of title 5.

(b) Section 123 of Public Law 97-377 is hereby repealed.]

This title may be cited as the "Executive Office Appropriations Act, 1984".

[*Total, title III, Executive Office of the President, and funds appropriated to the President, new budget (obligational) authority, $94,573,000.*]

TITLE IV—INDEPENDENT AGENCIES

Administrative Conference of the United States

SALARIES AND EXPENSES

For necessary expenses of the Administrative Conference of the United States, established by the Administrative Conference Act, as amended (5 U.S.C. 571 et seq.); $1,300,000 [*$1,100,000*]. 1,100,000

Advisory Commission on Intergovernmental Relations

SALARIES AND EXPENSES

For expenses necessary to carry out the provisions of the Advisory Commission on Intergovernmental Relations Act of 1959, as amended, 42 U.S.C. 4271-79; $2,000,000. 2,000,000

Advisory Committee on Federal Pay

SALARIES AND EXPENSES

For necessary expenses of the Advisory Committee on Federal Pay, established by 5 U.S.C. 5306; $215,000. 215,000

Committee for Purchase From the Blind and Other Severely Handicapped

SALARIES AND EXPENSES

For necessary expenses for the Committee for Purchase from the Blind and Other Severely Handicapped established by the Act of June 23, 1971, Public Law 92-28, including hire of passenger motor vehicles; $687,000. 687,000

Federal Election Commission

SALARIES AND EXPENSES

For necessary expenses to carry out the provisions of the Federal Election Campaign Act of 1971, as amended; $10,400,000 [*$10,649,000*]. 10,649,000

General Services Administration—Federal Buildings Fund

LIMITATIONS ON AVAILABILITY OF REVENUE

The revenues and collections deposited into the fund pursuant to section 210(f) of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 490(f)), shall be available for necessary expenses of real property management and related activities not otherwise provided for, including operation, maintenance, and protection of federally owned and leased buildings; rental of buildings in the District of Columbia; restoration of leased premises; moving Government agencies (including space adjustments) in connection with the assignment, allocation and transfer of space; contractual services incident to cleaning or servicing buildings and moving; repair and alteration of federally owned buildings, including grounds, approaches and appurtenances; care and safeguarding of sites; maintenance, preservation, demolition, and equipment; acquisition of buildings and sites by purchase, condemnation, or as otherwise authorized by law; conversion and extension of federally owned buildings; preliminary planning and design of projects by contract or otherwise; construction of new buildings (including equipment for such buildings); and payment of principal, interest, taxes, and any other obligations for public buildings acquired by purchase contract, in the aggregate amount of $1,949,315,000 [*$1,947,872,000*] of which (1) not to exceed $68,235,000 [*$90,710,000*] shall remain available until expended for construction of additional projects as authorized by law at locations and at maximum construction improvement costs (including funds for sites and expenses) as follows:

$2,650,000
99,710,000
(limitation)

New Construction:
  California:
    Los Angeles, Warehouse, Demolition, $599,000
    Long Beach, Federal Office Building, $3,200,000 (site and design)
  Massachusetts:
    Waltham, Federal Archives and Records Center extension, $1,621,000
  [*Oregon:*
    Portland, Bonneville Power Administration Federal Building, $67,475,000]
  Tennessee:
    Knoxville, Federal Building, $14,990,000 [*$16,490,000*]
  Washington:
    Seattle, Federal Archives and Records Center Extension, $3,525,000
Construction Projects, less than $500,000, $1,000,000
Purchase:
  Acquisition and Improvements of United States Postal Service Properties, $23,300,000
  Other Selected Purchases including options to purchase, $20,000,000:

Provided, That the immediately foregoing limits of costs may be exceeded to the extent that savings are effected in other such projects, but by not to exceed 10 per centum: *Provided further*, That all funds for direct construction projects shall expire on September 30, 1985, and remain in the Federal Buildings Fund except funds for projects as to which funds have been obligated in whole or in part prior to such date: *Provided further*, That claims against the Government of less than $10,000 arising from direct construction projects, acquisitions of buildings and purchase contract projects pursuant to Public Law 92-313, be liquidated with prior notification of the Committees on Appropriations of the House and Senate to the extent savings are effected in other such projects; (2) not to exceed $65,109,000 [*$74,662,000*], which shall remain available until expended, for repairs and alterations: *Provided further*, [*That $1,500,000 be available for transfer to the metropolitan government of Nashville-Davidson County, Tennessee, for the preservation of Union Station, Nashville, Tennessee, under such terms and conditions as the Administrator deems necessary in the interests of the United States: Provided further,*] That funds in the Federal Buildings Fund for Repairs and Alterations shall, for prospectus projects, be limited to the amount by project as follows, except each

75,212,000
(limitation)

project may be increased by an amount not to exceed 10 per centum unless advance approval is obtained from the Committees on Appropriations of the House and Senate for a greater amount:

Arkansas:
Little Rock, Post Office, courthouse, $4,269,000
District of Columbia:
Liberty Loan Building, $2,757,000
Steam Distribution System, $886,000
[*Georgia:*
Atlanta, Federal Annex, $9,193,000]
Louisiana:
New Orleans, F. Edward Hebert Federal Building, $611,000
Maryland:
Middle River, Federal Depot, $1,892,000
Suitland, Naval Intelligence Command, Building #1, $643,000
Michigan:
Detroit, Federal Building, Courthouse, $4,957,000
Ohio:
Cincinnati, Post Office, Courthouse, $1,138,000
Utah:
Ogden, Internal Revenue Service, $3,036,000
Washington:
Yakima, William O. Douglas Federal Building, Courthouse, $1,025,000
[*Public Buildings:*
Repairs and Alterations
Renovations and Repairs of Public Buildings acquired by purchase, $14,000,000:]:

Provided further, That additional projects for which prospectuses have been fully approved may be funded under this category only if advance approval is obtained from the Committees on Appropriations of the House and Senate: *Provided further*, That all funds for repairs and alterations prospectus projects shall expire on September 30, 1985, and remain in the Federal Buildings Fund except funds for projects as to which funds have been obligated in whole or in part prior to such date; (3) not to exceed $145,500,000 for payment on purchase contracts entered into prior to July 1, 1975; (4) not to exceed $880,500,000 for rental of space; (5) not to exceed $686,500,000 [*$656,500,000*] for real property operations; and (6) not to exceed $103,471,000 [*$100,000,000*] for program direction and centralized services: *Provided*, That for the purposes of this authorization, buildings constructed pursuant to the Public Buildings Purchase Contract Act of 1954 (40 U.S.C. 356), the Public Buildings Amendments of 1972 (40 U.S.C. 490), and buildings under the control of another department or agency where alterations of such buildings are required in connection with the moving of such other department or agency from buildings then, or thereafter to be, under the control of General Services Administration shall be considered to be federally owned buildings: *Provided further*, That none of the funds available to the General Services Administration shall be available for expenses in connection with any construction, repair, alteration, and acquisition project for which a prospectus, if required by the Public Buildings Act of 1959, as amended, has not been approved, except that necessary funds may be expended for each project for required expenses in connection with the development of a proposed prospectus: *Provided further*, That amounts necessary to provide reimbursable special services to other agencies under section 210(f)(6) of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 490(f)(6)) and amounts to provide such reimbursable fencing, lighting, guard booths, and other facilities on private or other property not in Government

$145,500,000
(limitation)
880,500,000
656,500,000
100,000,000
(limitation)

ownership or control as may be appropriate to enable the United States Secret Service to perform its protective functions pursuant to 18 U.S.C 3056 as amended, shall be available from such revenues and collections: *Provided further*, That revenues and collections and any other sums accruing to this fund during fiscal year 1984, excluding reimbursements under section 210(f)(6) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 490(f)(6)) in excess of $1,949,315,000 [*$1,947,872,000*] shall remain in the Fund and shall not be available for expenditure except as authorized in appropriation Acts.

[*Total, Federal Building Fund:*
[*New budget (obligational) authority* .... *$2,650,000.*]
[*Limitations* .... *1,957,422,000.*]

APPROPRIATION TO THE FEDERAL BUILDINGS FUND

NASHVILLE UNION STATION

(INCLUDING TRANSFER OF FUNDS)

Notwithstanding any other provision of this Act, there is hereby appropriated to the fund established by section 210(f) of the Federal Property and Administrative Services Act, as amended by 40 U.S.C. 490(f), $1,500,000 to be available for transfer to the metropolitan government of Nashville-Davidson County, Tennessee, for the preservation of Union Station, Nashville, Tennessee, under such terms and conditions as the Administrator deems necessary in the interests of the United States.

PERSONAL PROPERTY [*ACTIVITIES PERSONAL PROPERTY,*] OPERATING EXPENSES

For expenses authorized by law, not otherwise provided for, necessary for supply distribution (including contractual services incident to receiving, handling and shipping supply items), procurement (including royalty payments), inspection, standardization, property management, and other supply management activities, transportation activities, utilization of excess and disposal of surplus personal property, and the rehabilitation of personal property including services as authorized by 5 U.S.C. 3109, $152,200,000 [*$153,939,000*].

$153,939,000

NATIONAL ARCHIVES AND RECORDS SERVICE

OPERATING EXPENSES

For necessary expenses in connection with Federal records management and related activities, as provided by law, and for expenses necessary for the review and declassification of documents and for the Information Security Oversight Office established pursuant to Executive Order 12356, directives issued pursuant thereto, and other applicable authorities, including acceptance and utilization of voluntary and uncompensated services, $89,805,000 [*$90,805,000*], of which $1,500,000 [*$4,000,000*] for allocations and grants for historical publications and records as authorized by 44 U.S.C. 2504, as amended, shall remain available until expended.

90,805,000

FEDERAL PROPERTY RESOURCES SERVICE

OPERATING EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For expenses, not otherwise provided for, necessary for carrying out the functions of the Administrator with respect to utilization of excess real property; the disposal of surplus real property; the utilization survey, appraisal, environmental and cultural analysis, and land use planning functions pertaining to excess and surplus real property; the National Defense Stockpile established by the Strategic and Critical Materials Stock Piling Act, as amended (50 U.S.C. 98–98h[*-3*]), the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061–2166); including services as authorized by 5 U.S.C. 3109 and reimbursement for recurring security guard service: $36,500,000 [*$37,339,000*] of which $14,464,000, shall be derived from proceeds from transfers of excess real property and disposal of surplus real property and related personal property, subject to the provisions of the Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C. 460 1-5), and of which $22,947,000 [*$22,875,000*] for the transportation, processing, refining, storage, security, maintenance, rotation, and disposal of materials contained in or acquired for the stockpile shall remain available through fiscal year 1985. $37,339,000

NATIONAL DEFENSE STOCKPILE TRANSACTION FUND

[AVAILABILITY OF FUNDS

Moneys deposited into the National Defense Stockpile Transaction Fund under section 9(b) of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98h(b)) are hereby made available, subject to such limitations as may be provided in appropriation Acts and in section 5(a)(1) of such Act, until expended, for the acquisition of strategic and critical materials under section 6(a)(1) of such Act (and for transportation and other incidental expenses related to such acquisition). This paragraph applies without fiscal year limitation to moneys deposited into the fund before, on, or after October 1, 1982.]

LIMITATION ON AVAILABILITY OF FUNDS

During the fiscal year ending September 30, 1984, not more than $120,000,000, in addition to amounts previously appropriated, may be obligated from amounts in the National Defense Stockpile Transaction Fund for the acquisition of strategic and critical materials under section 6(a)(1) of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98e(a)(1)) and for transportation and other incidental expenses related to such acquisition. *120,000,000 (limitation)*

[*Total, Federal Property Resources Activities, $37,399,000.*]

GENERAL MANAGEMENT AND ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses of agency management of activities under the control of the General Services Administration, and general administrative and staff support services not otherwise provided for; including transportation audits by inhouse personnel; for transportation audit contracts and contract administration for which payment to any contractor shall not exceed 50 per centum on the overpayment identified by any contract audit; for providing accounting, records management, and other support incident to adjudication of Indian Tribal claims by the United States Court of Claims; and services authorized by 5 U.S.C. 3109; $120,000,000 [*$123,635,000*]: *Provided,* That this appropriation shall be available, subject to reimbursement by the applicable agency, for services performed for other agencies pursuant to subsections (a) and (b) of section 1535 of title 31, United States Code. 123,635,000

OFFICE OF INFORMATION RESOURCES MANAGEMENT

OPERATING EXPENSES

For expenses authorized by law, not otherwise provided for, necessary for carrying out Government-wide and internal responsibilities relating to automated data management, telecommunications, information resources management, and related activities, including services as authorized by 5 U.S.C. 3109; $46,000,000 [*$47,434,000*].

$47,434,000

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General $19,513,000: *Provided*, That not to exceed $10,000 shall be available for payment for information and detection of fraud against the Government, including payment for recovery of stolen Government property.

19,513,000

ALLOWANCES AND OFFICE STAFF FOR FORMER PRESIDENTS

For carrying out the provisions of the Act of August 25, 1958, as amended (3 U.S.C. 102 note), and Public Law 95-138, $260,300 [*$1,171,000*]: *Provided*, That the Administrator of General Services shall transfer to the Secretary of the Treasury such sums as may be necessary to carry out the provisions of such Acts.

1,171,000

[*Total, General Activities, $191,753,000.*]

GENERAL SERVICES ADMINISTRATION—GENERAL PROVISIONS

SEC. 1 [*401*]. The appropriate appropriation or fund available to the General Services Administration shall be credited with (1) cost of operation, protection, maintenance, upkeep, repair, and improvement, included as part of rentals received from Government corporations pursuant to law (40 U.S.C. 129); and (2) appropriations or funds available to other agencies, and transferred to the General Services Administration, in connection with property transferred to the General Services Administration pursuant to the Act of July 2, 1948 (50 U.S.C 451ff) and such appropriations or funds may be so transferred, with the approval of the Office of Management and Budget.

SEC. 2 [*402*]. Funds available to the General Services Administration shall be available for the hire of passenger motor vehicles.

SEC. 3 [*403*]. Appropriations available to any department or agency during the current fiscal year for necessary expenses, including maintenance or operating expenses, shall also be available for payment to the General Services Administration for charges for space and services and those expenses of renovation and alteration of buildings and facilities which constitute public improvements, performed in accordance with the Public Buildings Act of 1959 (73 Stat. 749), the Public Buildings Amendments of 1972 (86 Stat. 216), or other applicable law.

SEC. 4 [*404*]. Not to exceed 1 per centum of the personnel compensation [*appropriation*] made available in appropriations for operating expenses and salaries and expenses, excluding the Federal Buildings Fund, during the current fiscal year, may be transferred between such appropriations for mandatory program requirements. Any transfers proposed shall be submitted promptly to the Committees on Appropriations of the House and Senate for approval [*Any transfers proposed must be approved in advance by the Committees on Appropriations of the House and Senate*].

SEC. 5 [*405*]. Funds in the Federal Buildings Fund made available for fiscal year 1984 for Federal Buildings Fund activities may be transferred between such activities only to the extent necessary for mandatory program requirements. Any transfers proposed shall be submitted promptly to the Committees on Appropriations of the House and Senate for approval.

SEC. 6 [*406*]. Funds made available by this or any other Act for the payment of rent shall be hereafter available for the purpose of leasing space without regard to section 322 of the Act of June 30, 1932, as amended (40 U.S.C. 278a).

[*Total, General Services Administration, $476,486,000.*]

OFFICE OF PERSONNEL MANAGEMENT

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF TRUST FUNDS)

For necessary expenses to carry out functions of the Office of Personnel Management pursuant to Reorganization Plan Numbered 2 of 1978 and the Civil Service Reform Act of 1978, including services as authorized by 5 U.S.C. 3109, medical examinations performed for veterans by private physicians on a fee basis, rental of conference rooms in the District of Columbia and elsewhere, hire of passenger motor vehicles [*, not to exceed $2,500 official reception and representation expenses*] and advances or reimbursements to applicable funds of the Office of Personnel Management and the Federal Bureau of Investigation for expenses incurred under Executive Order 10422 of January 9, 1953, as amended; $106,000,000 [*$107,046,000*] together with not to exceed $48,572,000 for administrative expenses for the retirement and insurance programs to be transferred from the appropriate trust funds of the Office of Personnel Management in the amounts determined by the Office of Personnel Management without regard to other statutes: *Provided*, That the provisions of this appropriation shall not affect the authority to use applicable trust funds for administrative expenses of effecting statutory annuity adjustments. No part of this appropriation shall be available for the salaries and expenses of the Legal Examining Unit of the Office of Personnel Management established pursuant to Executive Order 9358 of July 1, 1943, or any successor unit of like purpose.

$107,046,000
48,572,000
(limitation)

GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES HEALTH BENEFITS

For payment of Government contributions with respect to retired employees, as authorized by chapter 89 of title 5, United States Code, and the Retired Federal Employees Health Benefits Act, as amended (74 Stat. 849); $1,506,339,000, to remain available until expended.

1,506,339,000

PAYMENT TO CIVIL SERVICE RETIREMENT AND DISABILITY FUND

For financing the unfunded liability of new and increased annuity benefits becoming effective on or after October 20, 1969, as authorized by 5 U.S.C. 8348, and annuities under special acts, to be credited to the Civil Service Retirement and Disability Fund, $3,908,490,000: *Provided*, That annuities authorized by the Act of May 29, 1944, as amended (2 C.Z.C. 181), and the Act of August 19, 1950, as amended (33 U.S.C. 771–775), may hereafter be paid out of the Civil Service Retirement and Disability Fund.

3,908,490,000

[*Total, Office of Personnel Management, $5,521,875,000.*]

MERIT SYSTEMS PROTECTION BOARD

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out functions of the Merit Systems Protection Board pursuant to Reorganization Plan Numbered 2 of 1978 and the Civil Service Reform Act of 1978, including services as authorized by 5 U.S.C. 3109, rental of conference rooms in the District of Columbia and elsewhere, hire of passenger motor vehicles; $19,622,000, together with not to exceed $1,200,000 for administrative expenses to adjudicate retirement appeals to be transferred from the Civil Service Retirement and Disability Fund in

19,622,000
1,200,000
(limitation)

amounts determined by the Merit Systems Protection Board, and not more than $5,000 for advances or reimbursements to applicable funds of the Merit Systems Protection Board.

OFFICE OF SPECIAL COUNSEL

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Office of the Special Counsel pursuant to Reorganization Plan Numbered 2 of 1978 (44 FR 75915) and the Civil Service Reform Act of 1978 (Public Law 95-454), including services as authorized by 5 U.S.C. 3109, payment of fees and expenses for witnesses, rental of conference rooms in the District of Columbia and elsewhere, and hire of passenger motor vehicles; $4,300,000 [*$4,359,000*]. $4,359,000

[*Total, Merit Systems Protection Board, $23,981,000.*]

FEDERAL LABOR RELATIONS AUTHORITY

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Federal Labor Relations Authority, pursuant to Reorganization Plan Numbered 2 of 1978, and the Civil Service Reform Act of 1978, including services as authorized by 5 U.S.C. 3109, including hire of experts and consultants, hire of passenger motor vehicles, rental of conference rooms in the District of Columbia and elsewhere; $16,200,000 [*$16,695,000*]: *Provided*, That public members of the Federal Service Impasses Panel may be paid travel expenses and per diem in lieu of subsistence as authorized by law (5 U.S.C. 5703) for persons employed intermittently in the Government Service, and compensation as authorized by 5 U.S.C. 3109. 16,695,000

[*Total, Federal Personnel Activities, $5,562,551,000.*]

UNITED STATES TAX COURT

SALARIES AND EXPENSES

For necessary expenses, including contract reporting and other services as authorized by 5 U.S.C. 3109; $16,000,000 [*$15,165,000*]: *Provided*, That travel expenses of the judges shall be paid upon the written certificate of the judge. 15,165,000

This title may be cited as the "Independent Agencies Appropriations Act, 1984".

[*Total, title IV, Independent Agencies:*

[*New budget (obligational) authority* .... *$6,068,853,000.*]

[*Limitations* .... *2,127,194,000.*]

TITLE V—GENERAL PROVISIONS

THIS ACT

SEC. 501. Where appropriations in this Act are expendable for travel expenses of employees and no specific limitation has been placed thereon, the expenditures for such travel expenses may not exceed the amount set forth therefor in the budget estimates submitted for the appropriations: *Provided*, That this section shall not apply to travel performed by uncompensated officials of local boards and appeal boards of the Selective Service System; to travel performed directly in connection with care and treatment of medical beneficiaries of the Veterans' Administration; or to payments to interagency motor pools where separately set forth in the budget schedules.

SEC. 502. No part of any appropriation contained in this Act shall be available to pay the salary of any person filling a position, other than a temporary position, formerly held by an employee who has left to enter the Armed Forces of the United States and has satisfactorily completed his period of active military or naval service and has within ninety days after his release from such service or from hospitalization continuing after discharge for a period of not more than one year made application for restoration to his former position and has been certified by the Office of Personnel Management as still qualified to perform the duties of his former position and has not been restored thereto.

SEC. 503. No part of any appropriation made available in this Act shall be used for the purchase or sale of real estate or for the purpose of establishing new offices inside or outside the District of Columbia: *Provided*, That this limitation shall not apply to programs which have been approved by the Congress and appropriations made therefor.

SEC. 504. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 505. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 506. No part of any appropriation contained in this Act shall be available for the procurement of or for the payment of the salary of any person engaged in the procurement of any hand or measuring tool(s) not produced in the United States or its possessions except to the extent that the Administrator of General Services or his designee shall determine that a satisfactory quality and sufficient quantity of hand or measuring tools produced in the United States or its possessions cannot be procured as and when needed from sources in the United States and its possessions, or except in accordance with procedures prescribed by section 6-104.4(b) of Armed Services Procurement Regulation dated January 1, 1969, as such regulation existed on June 15, 1970: *Provided*, That a factor of 75 per centum in lieu of 50 per centum shall be used for evaluating foreign source end products against a domestic source end product. This section shall be applicable to all solicitations for bids opened after its enactment.

SEC. 507. None of the funds appropriated under this Act shall be obligated or expended to implement, promulgate, administer, or enforce the proposed Office of Personnel Management regulations and the proposed Federal Personnel Manual issuances published in the Federal Register on March 30, 1983, on pages 13341 through 13381, as superseded by proposed regulations and Federal Personnel Manual issuances published in the Federal Register on July 14, 1983 on pages 32275 through 32312.

[*SEC. 507. No part of any appropriation contained in this Act shall be available for the procurement of, or for the payment of, the salary of any person engaged in the procurement of stainless steel flatware not produced in the United States or its possessions, except to the extent that the Administrator of General Services or his designee shall determine that a satisfactory quality and sufficient quantity of stainless steel flatware produced in the United States or its possessions, cannot be procured as and when needed from sources in the United States or its possessions, or except in accordance with procedures provided by section 6-104.4(b) of Armed Services Procurement Regulations, dated January 1, 1969. This section shall be applicable to all solicitations for bids issued after its enactment.*]

SEC. 508. Notwithstanding any other provision of this Act, none of the funds made available to the General Services Administration by this Act shall be obligated or expended for the procurement by contract of any service which is performed—

(1) by any veteran (within the meaning of section 101(2) of title 38, United States Code) in the capacity as an employee of

the General Services Administration in any position described in section 3310 of title 5, United States Code, or

(2) on or after the date of the enactment of ths Act by any other employee of the General Services Administration in any position referred to in paragraph (1) unless priority in the procurement by contract of such service is given to any qualified nonprofit agency for the blind or any qualified nonprofit agency for the severely handicapped as determined by the Committee for Purchase of Products and Services of the Blind and Other Severely Handicapped pursuant to Public Law 92-28 (41 U.S.C. 46 et seq.).

[*Sec. 508. Notwithstanding any other provision of law, none of the funds made available to the General Services Administration pursuant to section 210(f) of the Federal Property and Administrative Services Act of 1949 shall be obligated or expended after the date of enactment of this Act for the procurement by contract of any service which, before such date, was performed by individuals in their capacity as employees of the General Services Administration in any position of guards, elevator operators, messengers, custodians, and Public Buildings Service mechanics, except that such funds may be obligated or expended for the procurement by contract of the covered services with sheltered workshops employing the severely handicapped under Public Law 92-28.*]

Sec. 509. No funds appropriated in this Act shall be available for administrative expenses in connection with implementing or enforcing any provisions of the rule TD ATF-66 issued June 13, 1980, by the Department of the Treasury, Bureau of Alcohol, Tobacco and Firearms on labeling and advertising of wine, distilled spirits and malt beverages, except if the expenditure of such funds is necessary to comply with a final order of the Federal court system, ninety days after which enforcement may occur.

Sec. 510. None of the funds appropriated by this Act may be obligated or expended in any way for the purpose of the sale, lease, rental, excessing, surplusing or disposal of any portion of land identified on the date of enactment of this Act as Fort DeRussy in Honolulu, Hawaii.

[*Sec. 510. The Secretary of the Treasury, acting through the United States Customs Service, is authorized to conduct followup investigations of: all seizures or arrests involving controlled substances which are effected by a Customs officer and which relate to importation or exportation or which were effected at the borders or its functional equivalent or upon the high seas (including Coast Guard seizures which were turned over to the Customs Service for processing.)*

The Secretary of the Treasury shall notify the Attorney General of the United States immediately at the commencement of any investigation authorized by this Act. Upon request of the Attorney General, the Secretary of the Treasury shall provide details of each such investigation and coordinate the investigation with the Attorney General and the Drug Enforcement Administration (DEA).

The authority of the Secretary of the Treasury under this section is in addition to and not in derogation of the authority of the Secretary of the Treasury under any other laws.

The authority of the Secretary of the Treasury under this section is not to be construed as a limitation upon any authority which the Attorney General of the United States or the Secretary of the Department in which the Coast Guard is operating may have to conduct investigations under any law.

The authority of the Secretary of the Treasury under this section shall terminate two years from the date of enactment of this Act unless specifically renewed by the Congress.]

Sec. 511. None of the funds appropriated in this Act may be used for administrative expenses to close the Information Resources Management Office of the General Services Administration located in Sacramento, California.

[*Sec. 511. Of the total amount of budget authority provided for fiscal year 1984 by this or any other Act that would otherwise be available for consulting services, management and professional services, and special studies and analyses, 10 per centum of the amount intended for such purposes in the President's budget for 1984, as amended, for any agency, department, or entity subject to apportionment by the Executive shall be placed in reserve and not made available for obligation or expenditure: Provided, That this section shall not apply to any agency, department, or entity whose budget request for 1984 for the purposes stated above did not amount to $5,000,000.*]

Sec. 512. No funds appropriated in this Act for the Office of Management and Budget may be used for the purpose of reviewing any agricultural marketing orders or any activities or regulations under the provisions of the Agricultural Marketing Agreement Act of 1937 (7 U.S.C. 601 et seq.).

Sec. 513. No funds appropriated under this Act for the Department of Treasury may be used for the purpose of eliminating any existing requirement for sureties on customs bonds.

TITLE VI—GENERAL PROVISIONS

DEPARTMENTS, AGENCIES, AND CORPORATIONS

Sec. 601. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes within the United States not heretofore authorized by the Congress.

Sec. 602. Unless otherwise specifically provided the maximum amount allowable during the current fiscal year in accordance with section 16 of the Act of August 2, 1946 (60 Stat. 810), for the purchase of any passenger motor vehicle (exclusive of buses and ambulances), is hereby fixed at $6,000 except station wagons for which the maximum shall be $6,400: *Provided*, That these limits may be exceeded by not to exceed $1,700 for police-type vehicles, and by not to exceed $3,600 for special heavy-duty vehicles: *Provided further*, That the limits set forth in this section shall not apply to electric or hybrid vehicles purchased for demonstration under the provisions of the Electric and Hybrid Vehicle Research, Development, and Demonstration Act of 1976.

Sec. 603. Unless otherwise specified during the current fiscal year no part of any appropriation contained in this or any other Act shall be used to pay the compensation of any officer or employee of the Government of the United States (including any agency the majority of the stock of which is owned by the Government of the United States) whose post of duty is in continental United States unless such person (1) is a citizen of the United States, (2) is a person in the service of the United States on the date of enactment of this Act, who, being eligible for citizenship, has filed a declaration of intention to become a citizen of the United States prior to such date and is actually residing in the United States, (3) is a person who owes allegiance to the United States, (4) is an alien from Cuba, Poland, South Vietnam, or the Baltic countries lawfully admitted to the United States for permanent residence, or (5) South Vietnamese, Cambodian and Laotian refugees paroled in the United States after January 1, 1975: *Provided*, That for the purpose of this section, an affidavit signed by any such person shall be considered prima facie evidence that the requirements of this section with respect to his status have been complied with: *Provided further*, That any person making a false affidavit shall be guilty of a felony, and, upon conviction, shall be fined no more than $4,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penal-clause shall be in addition to, and not in substitution for any other provisions of existing law: *Provided further*, That any payment made to any officer or employee contrary to the provisions of this section shall be recoverable in action by the Federal Government. This section shall not apply to citizens of Israel, the Republic of the Philippines or to nationals of those countries allied with the United States in the current defense effort, or to temporary employment of translators, or to temporary employment in the field service (not to exceed sixty days) as a result of emergencies.

SEC. 604. Appropriations of the executive departments and independent establishments for the current fiscal year available for expenses of travel or for the expenses of the activity concerned, are hereby made available for quarters allowances and cost-of-living allowances, in accordance with 5 U.S.C. 5922–5924.

SEC. 605. Appropriations available to any department or agency during the current fiscal year for necessary expenses, including maintenance or operating expenses, shall also be available for payment to the General Services Administration for charges for space and services and those expenses of renovation and alteration of buildings and facilities which constitute public improvements, performed in accordance with the Public Buildings Act of 1959 (73 Stat. 749), the Public Buildings Amendments of 1972 (86 Stat. 216), or other applicable law.

SEC. 606. No part of any appropriation for the current fiscal year contained in this or any other Act shall be paid to any person for the filling of any position for which he or she has been nominated after the Senate has voted not to approve the nomination of said person.

SEC. 607. Funds made available by this or any other Act of administrative expenses in the current fiscal year of the corporations and agencies subject to chapter 91 of title 31, United States Code, shall be available, in addition to objects for which such funds are otherwise available, for rent in the District of Columbia; services in accordance with 5 U.S.C. 3109; and the objects specified under this head, all the provisions of which shall be applicable to the expenditure of such funds unless otherwise specified in the Act by which they are made available: *Provided*, That in the event any functions budgeted as administrative expenses are subsequently transferred to or paid from other funds, the limitations on administrative expenses shall be correspondingly reduced.

SEC. 608. Pursuant to section 1415 of the Act of July 15, 1952 (66 Stat. 662), foreign credits (including currencies) owed to or owned by the United States may be used by Federal agencies for any purpose for which appropriations are made for the current fiscal year (including the carrying out of Acts requiring or authorizing the use of such credits), only when reimbursement therefor is made to the Treasury from applicable appropriations of the agency concerned: *Provided*, That such credits received as exchange allowances or proceeds of sales of personal property may be used in whole or part payment for acquisition of similar items, to the extent and in the manner authorized by law, without reimbursement to the Treasury.

SEC. 609. **[***(a) No part of any appropriation contained in this or any other Act, or of the funds available for expenditure by any corporation or agency, shall be used for publicity or propaganda purposes designed to support or defeat legislation pending before Congress.*

*(b)***]** No part of any appropriation contained in this Act shall be available for the payment of the salary of any officer or employee of the United States Postal Service, who—

(1) prohibits or prevents, or attempts or threatens to prohibit or prevent, any officer or employee of the United States Postal Service from having any direct oral or written communication or contact with any Member or committee of Congress in con-

nection with any matter pertaining to the employment of such officer or employee or pertaining to the United States Postal Service in any way, irrespective of whether such communication or contact is at the initiative of such officer or employee or in response to the request or inquiry of such Member or committee; or

(2) removes, suspends from duty without pay, demotes, reduces in rank, seniority, status, pay, or performance or efficiency rating, denies promotion to, relocates, reassigns, transfers, disciplines, or discriminates in regard to any employment right, entitlement, or benefit, or any term or condition of employment of, any officer or employee of the United States Postal Service, or attempts or threatens to commit any of the foregoing actions with respect to such officer or employee, by reason of any communication or contact of such officer or employee with any Member or committee of Congress as described in paragraph (1) of this subsection.

SEC. 610. No part of any appropriation contained in this or any other Act, shall be available for interagency financing of boards, commissions, councils, committees, or similar groups (whether or not they are interagency entities) which do not have prior and specific statutory approval to receive financial support from more than one agency or instrumentality.

SEC. 611. Funds made available by this or any other Act to (1) the General Services Administration, including the fund created by the Public Buildings Amendments of 1972 (86 Stat. 216), and (2) the "Postal Service Fund" (39 U.S.C. 2003), shall be available for employment of guards for all buildings and areas owned or occupied by the United States or the Postal Service and under the charge and control of the General Services Administration or the Postal Service, and such guards shall have, with respect to such property, the powers of special policemen provided by the first section of the Act of June 1, 1948 (62 Stat. 281; 40 U.S.C. 318), but shall not be restricted to certain Federal property as otherwise required by the proviso contained in said section, and, as to property owned or occupied by the Postal Service, the Postmaster General may take the same actions as the Administrator of General Services may take under the provisions of sections 2 and 3 of the Act of June 1, 1948 (62 Stat. 281; 40 U.S.C. 318a, 318b), attaching thereto penal consequences under the authority and within the limits provided in section 4 of the Act of June 1, 1948 (62 Stat. 281; 40 U.S.C. 318c).

SEC. 612. No part of any appropriation contained in, or funds made available by this or any other Act, shall be available for any agency to pay to the Administrator of the General Services Administration a rate per square foot for rental of space and services (established pursuant to section 210(j) of the Federal Property and Administrative Services Act of 1949, as amended) which is in excess of 14 per centum higher than the rate per square foot establised for the space and services by the General Services Administration for the fiscal year 1982.

SEC. 613. None of the funds available under this or any other Act shall be available for administrative expenses in connection with the designation for construction, arranging for financing, or execution of contracts or agreements for financing or construction of any additional purchase contract projects pursuant to section 5 of the Public Buildings Amendments of 1972 (Public Law 92-313) during the period beginning October 1, 1976, and ending September 30, 1984.

SEC. 614. Except for vehicles provided to the President, Vice President and their families, or to the United States Secret Service, none of the funds provided in this Act to any Department or Agency shall be obligated or expended to procure passenger automobiles as defined in 15 U.S.C. 2001 with an EPA estimated miles per gallon average of less than twenty-two miles per gallon. The requirements of this section may be waived by the Administrator of the General Services Administration for special purpose or special mission automobiles.

SEC. 615. None of the funds made available pursuant to the provisions of this Act shall be used to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States.

SEC. 616. (a) Notwithstanding any other provision of law, no part of any of the funds appropriated for the fiscal years ending September 30, 1984, or September 30, 1985, by this Act or any other Act, may be used to pay any prevailing rate employee described in section 5342(a)(2)(A) of title 5, United States Code, or any employee covered by section 5348 of that title, in an amount—

(1) during the period from October 1, 1983, until the first day of the first applicable pay period that begins not less than ninety days after the date that the next applicable wage survey adjustment would have become effective were it not for this paragraph, which exceeds the rate which was payable for the applicable grade and step of the applicable wage schedule on September 30, 1983, in accordance with section 107(a) of Public Law 97-377; and

[*(1) during the period from October 1, 1983, until the next applicable wage survey adjustment becomes effective, which exceeds the rate which was payable for the applicable grade and step of the applicable wage schedule on September 30, 1983, in accordance with section 107(a) of Public Law 97-377; and*]

(2) during the period consisting of the remainder, if any, of the fiscal year ending September 30, 1984, and that portion of the fiscal year ending September 30, 1985, which precedes the normal effective date of the applicable wage survey adjustment, effective in that fiscal year, which exceeds, as a result of a wage survey adjustment referred to in paragraph (1) of this subsection, the rate payable under paragraph (1) of this subsection by more than the overall average percentage of the adjustment in the General Schedule during the fiscal year ending September 30, 1984.

[*(2) during the period consisting of the remainder of the fiscal year ending September 30, 1984, which exceeds, as a result of a wage survey adjustment, the rate payable under paragraph (1) of this subsection by more than the overall average percentage of the adjustment in the General Schedule during the fiscal year ending September 30, 1984.*]

(b) Notwithstanding the provisions of section 9(b) of Public Law 92-392 or section 704(b) of Public Law 95-454, the provisions of subsection (a) of this section shall apply (in such manner as the Office of Personnel Management shall prescribe) to any prevailing rate employee to whom such section 9(b) applies, except that the provisions of subsection (a) may not apply to any increase in a wage schedule or rate which is required by the terms of a contract entered into before October 1, 1983 [*the date of enactment of this Act.*]

(c) Notwithstanding any other provisions of law, no prevailing rate employee described in paragraph (B) or (C) of section 5342(a)(2) of title 5, United States Code, may be paid during the period beginning on October 1, 1983, and ending on the normal effective date of the applicable wage survey adjustment effective in the fiscal year ending September 30, 1985, at a rate which exceeds the rate which was payable for the applicable grade and step of the applicable wage schedule on September 30, 1983, except to the extent a higher rate would be payable under subsection (a) of this section were subsection (a) applicable to wage schedules and rates for prevailing rate employees described in such paragraphs (B) and (C) of section 5342(a)(2).

[*(c) Notwithstanding any other provision of law, including subsection (a) of this section, no part of any of the funds appropriated for the fiscal year ending September 30, 1984, by this Act or any other Act, may be used to pay any prevailing rate employee in the wage area described in section 780 of Public Law 97-114 at a rate of pay higher than the rate of pay for the applicable grade and step contained in the applicable wage schedule in effect on the date of enactment of this Act.*

(d) Notwithstanding any other provision of law, no prevailing rate employee described in paragraph (B) or (C) of section 5342(a)(2) of title 5, United States Code, may be paid during the fiscal year ending September 30, 1984, at a rate which exceeds the rate which was payable for the applicable grade and step of the applicable wage schedule on September 30, 1983, except to the extent a higher rate would be payable under subsection (a) of this section were subsection (a) applicable to wage schedules and rates for prevailing rate employees described in such paragraphs (B) and (C) of section 5342(a)(2).

(e) Notwithstanding the provisions of section 5(c) of the Defense Department Overseas Teachers Pay and Personnel Practices Act, as amended (20 U.S.C. 903(c)), no part of the funds appropriated for the fiscal year ending September 30, 1984, by this Act or any other Act, may be used to pay rates of basic compensation for teachers and teaching positions in the military departments under such section 5(c) at rates which exceed by more than the overall average percentage of the adjustment in the General Schedule during the fiscal year ending September 30, 1984, the rates which were paid for the school year beginning in August 1982.]

(d) [*f*] For the purpose of this section, the rate payable to any employee who is covered by this section and who is paid from a schedule which was not in existence on September 30, 1983, shall be determined under regulations prescribed by the President.

(e) [*g*] The provisions of this section shall apply [*only*] with respect to pay for services performed by any affected employee on or after October 1, 1983 [*after the date of enactment of this Act*].

(f) [*h*] For the purpose of administering any provision of law, rule, or regulation which provides premium pay, retirement, life insurance, or any other employee benefit, which requires any deduction or contribution, or which imposes any requirement or limitation, on the basis of a rate of salary or basic pay, the rate of salary or basic pay payable after the application of this section shall be treated as the rate of salary or basic pay.

(g) [*i*] Notwithstanding the limitations imposed on prevailing rate pay pursuant to subsection (a) of this section, such limitations shall [*may*] not apply to wage adjustments for prevailing rate supervisors provided by the supervisory pay plan published in the Federal Register on March 30, 1983 (48 Fed. Reg. 13384).

(h) Notwithstanding the delay in adjustments of wage schedules and rates imposed as a part of the limitations imposed by this section, if the adjustment in General Schedule rates of pay for the fiscal year ending September 30, 1984, takes effect in October of 1983, the adjustment in rates and schedules limited by this section shall take effect on the date they would have taken effect under section 5344 of title 5, United States Code, were it not for this section.

SEC. 617. None of the funds made available in this Act may be used to plan, implement, or administer (1) any reduction in the number of entry processing locations of the United States Customs Service; or (2) any consolidation or centralization of duty assessment or appraisement functions of any offices of the United States Customs Service.

[*SEC. 617. During the period in which the head of any department or agency, or any other officer or civilian employee of the Government appointed by the President of the United States, holds office, no funds may be obligated or expended in excess of $5,000 to renovate, remodel, furnish, or redecorate the office of such department head, agency head, officer, or employee, or to purchase furniture or make improvements for any such office, unless such renovation, remodeling, furnishing, or redecoration is expressly approved by the Committees on Appropriations of the House and Senate.*]

SEC. 618. no funds appropriated by this Act shall be available to pay for an abortion, except where the life of the mother would be endangered if the fetus were carried to term, or the administrative expenses in connection with any health plan under the Federal employees health benefit program which provides any benefits or coverages for abortions, except where the life of the mother would be endangered if the fetus were carried to term, under such negotiated plans after the last day of the contracts currently in force.

[*SEC. 618. (a) Chapter 25 of title 18, United States Code, is amended by adding the following new section:*

"§ 510. Forging endorsements on Treasury checks or bonds or securities of the United States

"(a) Whoever, with intent to defraud—

"(1) falsely makes or forges any endorsement or signature on a Treasury check or bond or security of the United States; or

"(2) passes, utters, or publishes, or attempts to pass, utter, or publish, any Treasury check or bond or security of the United States bearing a falsely made or forged endorsement or signature shall be fined not more than $10,000 or imprisoned not more than ten years, or both.

"(b) Whoever, with knowledge that such Treasury check or bond or security of the United States is stolen or bears a falsely made or forged endorsement or signature buys, sells, exchanges, receives, delivers, retains, or conceals any such Treasury check or bond or security of the United States that in fact is stolen or bears a forged or falsely made endorsement or signature shall be fined not more than $10,000 or imprisoned not more than ten years, or both.

"(c) If the face value of the Treasury check or bond or security of the United States or the aggregate face value, if more than one Treasury check or bond or security of the United States, does not exceed $500, in any of the above-mentioned offenses, the penalty shall be a fine of not more than $1,000 or imprisonment for not more than one year, or both.".

(b) Section 3056(a) of title 18, United States Code, is amended by inserting in the fifth clause the number "510," after "509,".

(c) The analysis of chapter 25, of title 18, United States Code, immediately preceding section 471 of such title, is amended by adding at the end thereof the following:

"510. Forging endorsements on Treasury checks or bonds or securities of the United States.".

SEC. 619. That subsection (8) of section 8901 of title 5, United States Code, relating to the definition of "employee organization" is amended by striking out "afier December 31, 1978, and before January 1, 1980".

SEC. 620. (a) The Director of the Office of Management and Budget shall direct the head of each executive agency to designate one office, officer, or employee of the agency to establish and operate a central monitoring system for the oversight of agency motor vehicle operations and related activities.

(b)(1) The Director shall require the head of each executive agency to develop a system to identify, collect, and analyze data

with respect to all costs incurred by the agency in operating motor vehicles, including Government-owned vehicles, leased vehicles, and privately owned vehicles used for official purposes. The Director shall promulgate standards governing the establishment and operation by executive agencies of the system required by the preceding sentence, including standards with respect to the uniform collection and submission of data.

(2) The head of each executive agency shall include with the requests for appropriations for fiscal year 1985 submitted under section 215 of the Budget and Accounting Act, 1921 (31 U.S.C. 23), a statement—

(A) specifying the total motor vehicle acquisition, maintenance, leasing, and operating costs incurred by the agency in fiscal year 1983 and estimated for fiscal years 1984 and 1985; and

(B) describing why the existing and new motor vehicle operating requirements of the agency cannot be met through the interagency motor pool system operated by the Administrator of General Services.

(3) The President shall include with the budget transmitted for fiscal year 1985 pursuant to section 201 of the Budget and Accounting Act, 1921 (31 U.S.C. 11), a summary and analysis of the statements submitted by the heads of executive agencies pursuant to paragraph (2) of this subsection.

(c)(1) The Director shall require the head of each executive agency to review the motor pool, storage, maintenance, and other intra-agency motor vehicle facilities of the agency, to consolidate such facilities where feasible and cost effective, and to submit to the Director a report identifying possible impediments to such consolidation, such as current accounting methods, budget processes, or organizational structures.

(2) The Director, in consultation with the Administrator, shall require the head of each executive agency to identify opportunities for consolidation among executive agencies of motor vehicle administration and maintenance facilities in order to reduce the cost of Government motor vehicle operations. The Director shall direct the heads of executive agencies to consolidate such facilities for interagency use whenever the Director and the Administrator determine that such consolidation will be cost effective.

(d) The Administrator shall take such actions as may be necessary to reduce motor vehicle storage and disposal costs, including actions to increase the frequency of motor vehicle sales by public auction, to reduce presale storage costs, and to improve the rate of return on motor vehicle sales through a program of vehicle reconditioning prior to sale and other activities.

(e) The Director, in consultation with the Administrator, shall require the head of each executive agency to explore the feasibility of consolidating agency motor vehicle leasing arrangements with the motor vehicle leasing arrangements of other executive agencies in order to eliminate more costly individual agency leasing arrangements.

(f) The Administrator shall conduct a study of the feasibility and cost implications of using commercial firms to operate, maintain, purchase, and dispose of motor vehicles used by the Federal Government, comparing those costs with the cost of the General Services Administration and the individual Federal agencies operating, maintaining, purchasing, and disposing of motor vehicles. This study should be completed by no later than April 30, 1984, and submitted to the House and Senate Committees on Appropriations.

(g) The Director and the Administrator shall closely cooperate in the implementation of the provisions of this section, and shall report to the Congress not later than twelve months after the date of enactment of this Act on the progress made in carrying out subsections (a) through (e) of this section.

(h) Not later than eighteen months after the date of enactment of this Act, the Comptroller General of the United States shall prepare and transmit a report to the Congress on the activities of the Director, the Administrator, and executive agencies in carrying out this section. After transmitting the report required by the preceding sentence, the Comptroller General shall make periodic reports to the Congress on the activities referred to in such sentence.

(i) For purposes of this section—

(1) the term "executive agency" means an excecutive agency (as such term is defined in section 105 of title 5, United States Code), which operates at least two thousand motor vehicles, except that such term does not include the General Accounting Office or the Postal Service;

(2) the term "Director" means the Director of the Office of Management and Budget;

(3) the term "Administrator" means the Administrator of General Services; and

(4) the term "Comptroller General" means the Comptroller General of the United States.]

This Act may be cited as the "Treasury, Postal Service and General Government Appropriations Act, 1984".

Passed the House of Representatives October 27, 1983.

LEGISLATIVE HISTORY—H.R. 4139 (S. 1646)

HOUSE REPORTS: No. 98-229 (Comm. on Appropriations) to accompany H.R. 3191 and No. 98-417 (Comm. on Appropriations to accompany H.R. 4139.

SENATE REPORT No. 98-186 (Comm. on Appropriations) to accompany S. 1646.

CONGRESSIONAL RECORD, Vol. 129, (1983):

June 2, 1983, reported in House (H.R. 3191).

July 20, 1983, reported in Senate (S. 1646).

Oct. 18, 1983, reported in House (H.R. 4139).

Oct. 27, 1983, considered and passed House (H.R. 4139).

Grand total:		
Title I, Treasury Department	$4,901,474,000	
Title II, Postal Service	879,000,000	
Title III, Executive Office of the President	94,573,000	
Title IV, Independent Agencies	6,068,853,000	
Total new budget (obligational) authority, Treasury, Postal Service and General Government Appropriations Act, 1984		[1] $11,943,900,000

NOTE.—In addition to the new budget (obligational) authority for fiscal year 1984 for Treasury, Postal Service and General Government programs and activities, provided under Sec. 101(d) of Public Law 98-107, Continuing Appropriations, 1984 and Sec. 101(f) of Public Law 98-151, Further Continuing Appropriations, 1984, the following additional amounts are available for the fiscal year:

Permanent appropriations:	
Federal Funds (pp. 1003 and 1007-1008)	$163,639,390,000
Trust Funds (pp. 1015 and 1019-1022)	49,518,086,000
Appropriations in legislative acts:	
Internal revenue collections for Puerto Rico, Federal funds (p. 1152)	9,000,000
State and local government fiscal assistance, trust fund (p. 1153)	4,567,000,000
Railroad retirement, trust fund (P.L. 98-76) (p. 1153)	3,400,000,000
Railroad retirement, trust fund (P.L. 98-21) (p. 1153)	50,000,000
Private appropriation acts (p. 997)	31,618

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[1] The annual Treasury, Postal Service, and General Government Appropriations Act, 1984 (H.R. 4139 and S. 1646) was not enacted into law. Funding of activities and projects in H.R. 4139 and S. 1646 is provided under Sec. 101(d) of Public Law 98-107, Continuing Appropriations, 1984 (pp. 505-506) and Sec. 101(f) of Public Law 98-151, Further Continuing Appropriations, 1984 (see pp. 521-522, this volume). See "note" on p. 347, this volume, for explanation of funding levels reflected in extended figures and various totals.

Appropriations and rescissions for fiscal year 1984 made during previous sessions of Congress:	
97th Cong., 1st session:	
Corporation for Public Broadcasting (pp. 265-266, 1981-1982 volume)	[1]*($105,600,000)*
97th Cong., 2d session:	
Corporation for Public Broadcasting (p. 7, 1982-1983 volume)	[1]*(24,400,000)*
Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984:	
Commodity Futures Trading Commission (p. 111)	26,400,000
Departments of Commerce, Justice, State, and the Judiciary Appropriation Act, 1984:	
Arms Control and Disarmament Agency (p. 140)	18,500,000
Board for International Broadcasting (p. 141)	118,182,000
Commission on Civil Rights (p. 133)	11,887,000
Commission on Security and Cooperation in Europe (p. 141)	544,000
Department of the Treasury: Chrysler Corporation Loan Guarantee Program (p. 123)	495,000
Equal Employment Opportunity Commission (p. 133)	151,399,000
Federal Communications Commission (pp. 123-124)	86,383,000
Federal Maritime Commission (p. 124)	10,756,000
Federal Trade Commission (p. 124)	63,500,000
International Trade Commission (p. 124)	20,774,000
Japan-United States Friendship Commission (p. 141)	1,683,000
Legal Services Corporation (pp. 133-137)	275,000,000
Marine Mammal Commission (p. 124)	929,000
Office of the United States Trade Representative (p. 124)	11,371,000
Securities and Exchange Commission (p. 125)	93,000,000
Small Business Administration (pp. 125-126)	595,953,000
United States Information Agency (pp. 141-143)	659,665,000
Department of Defense Appropriations Act, 1984:	
Intelligence Community Staff (p. 182)	17,323,000
Central Intelligence Agency Retirement and Disability System Fund (pp. 182-183)	86,300,000
Energy and Water Development Appropriation Act, 1984:	
Appalachian Regional Commission (p. 206)	2,700,000
Appalachian Regional Development Programs (p. 207)	145,000,000
Delaware River Basin Commission (p. 207)	460,000
Interstate Commission on the Potomac River Basin (p. 207)	68,000
Nuclear Regulatory Commission (pp. 207-208)	465,800,000
Susquehanna River Basin Commission (p. 208)	421,000
Tennessee Valley Authority (p. 208)	78,229,000
Department of HUD—Independent Agencies Appropriation Act, 1984:	
American Battle Monuments Commission (p. 218)	10,462,000
Consumer Product Safety Commission (p. 219)	35,000,000
Environmental Protection Agency (pp. 219-220)	3,998,100,000
Executive Office of the President (pp. 220-221)	2,650,000
Federal Emergency Management Agency (p. 221)	436,594,000
General Services Administration—Consumer Information Center (p. 222)	1,349,000
National Aeronautics and Space Administration (pp. 222-223)	7,177,500,000
National Science Foundation (pp. 224-225)	1,320,300,000
Neighborhood Reinvestment Corporation (p. 225)	15,512,000
Selective Service System (p. 225)	24,500,000
Department of the Treasury—	
Payments to State and Local Government Fiscal Assistance Trust Fund (p. 225)	4,566,700,000
Office of Revenue Sharing, salaries and expenses (p. 225)	7,278,000
Veterans' Administration (pp. 226-228)	24,784,661,000
Department of the Interior and Related Agencies Appropriations Act, 1984:	
Advisory Council on Historic Preservation (p. 263)	1,546,000
Commission of Fine Arts (p. 263)	340,000
Federal Inspector for the Alaska Pipeline (p. 264)	2,963,000
Franklin Delano Roosevelt Memorial Commission (p. 263)	20,000
Holocaust Memorial Council (p. 264)	1,853,000
National Capital Planning Commission (p. 263)	2,447,000
National Foundation on the Arts and Humanities (pp. 262-263)	322,150,000
Navajo and Hopi Relocation Commission (p. 260)	18,783,000
Pennsylvania Avenue Development Corporation (p. 264)	11,875,000
Smithsonian Institution (pp. 260-261)	203,760,000

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[1] Included in fiscal year 1984 "Permanent appropriations, Federal funds".

Departments of Labor, Health and Human Services, and Education and Related Agencies Appropriation Bill, 1984:		
Corporation for Public Broadcasting: $130,000,000 advance appropriation for fiscal year 1986 (pp. 294-295)	....	
Federal Mediation and Conciliation Service (p. 295)	$23,161,000	
Federal Mine Safety and Health Review Commission (p. 295)	3,858,000	
National Commission on Libraries and Information Science (p. 295)	674,000	
National Labor Relations Board (p. 295)	133,594,000	
National Mediation Board (p. 296)	6,238,000	
Occupational Safety and Health Review Commission (p. 296)	5,982,000	
Railroad Retirement Board (p. 296)	420,000,000	
Department of Transportation and Related Agencies Act, 1984:		
Architectural and Transportation Barriers Compliance Board (p. 339)	1,900,000	
National Transportation Safety Board (p. 339)	20,858,000	
Civil Aeronautics Board (p. 339)	69,200,000	
Interstate Commerce Commission (pp. 339-340)	60,000,000	
Panama Canal Commission (p. 340)	439,100,000	
United States Railway Association (pp. 340-341)	2,100,000	
Washington Metropolitan Area Transit Authority (p. 341)	51,663,569	
Supplemental Appropriations Act, 1984:		
Executive Office of the President (p. 375)	600,000	
Federal Emergency Management Agency (p. 376)	30,000,000	
National Aeronautics and Space Administration (pp. 376-377)	20,000,000	
Veterans Administration (p. 377)	128,974,000	
Appalachian Regional Commission (p. 496)	9,400,000	
Smithsonian Institution (p. 499)	250,000	
Further Continuing Appropriations, 1984 (Public Law 98-151):		
ACTION (domestic programs) (p. 521)	129,321,000	
Federal Emergency Management Agency (pp. 522-523)	10,000,000	
Tennessee Valley Authority (p. 524)	7,400,000	
Veterans Administration (pp. 527-528)	75,000,000	
Subtotal additions		$268,721,846,187
Grand Total, Treasury, Postal Service and General Government		[1] 280,665,746,187

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[1] The annual Treasury, Postal Service, and General Government Appropriations Act, 1984 (H.R. 4139 and S. 1646) was not enacted into law. Funding of activities and projects in H.R. 4139 and S. 1646 is provided under Sec. 101(d) of Public Law 98-107, Continuing Appropriations, 1984 (pp. 505-506) and Sec. 101(f) of Public Law 98-151, Further Continuing Appropriations, 1984 (see pp. 521-522, this volume). See "note" on p. 347, this volume, for explanation of funding levels reflected in extended figures and various totals.

SUPPLEMENTAL APPROPRIATIONS ACT, 1984

Public Law 98-181

98th Congress, H.R. 3959

November 30, 1983

AN ACT

Making supplemental appropriations for the fiscal year ending September 30, 1984, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to provide supplemental appropriations for the fiscal year ending September 30, 1984, and for other purposes, namely:

TITLE I

CHAPTER I

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

HOUSING FOR THE ELDERLY OR HANDICAPPED FUND

Title I of the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984 (Public Law 98-45), is amended by inserting before the period at the end of the paragraph under the heading "Housing for the elderly or handicapped fund" (97 Stat. 219, 220) the following: ": *Provided further,* That notwithstanding section 202(a)(3) of the Housing Act of 1959, loans made in fiscal year 1984 shall bear an interest rate which does not exceed 9.25 per centum, including the allowance adequate in the judgment of the Secretary to cover administrative costs and probable losses under the program".

EXECUTIVE OFFICE OF THE PRESIDENT

COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF ENVIRONMENTAL QUALITY

For an additional amount for the "Council on Environmental Quality and Office of Environmental Quality", $600,000 to conduct a study to consider and define a National Center for Water Resources Research, and a study to define and plan a National Clearinghouse for Water Resources Information. $600,000

FEDERAL EMERGENCY MANAGEMENT AGENCY

SALARIES AND EXPENSES

The limitation on spending for official reception and representation allowance for fiscal year 1984 contained in the "Salaries and expenses" appropriation for the Federal Emergency Management Agency in the Department of Housing and Urban Development-

Independent Agencies Appropriation Act, 1984 (Public Law 98-45), is increased from $500 to $2,000.

$1,500 (increase in limitation)

STATE AND LOCAL ASSISTANCE

The Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984, under the account, Federal Emergency Management Agency, State and Local Assistance, is amended by adding the following before the period: ": *Provided further,* That notwithstanding any other provision of law for the fiscal year 1984, $55,000,000 is available for contributions to the States under section 205 of the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2286), for personnel and administrative expenses".

EMERGENCY FOOD DISTRIBUTION AND SHELTER PROGRAM

For an emergency food distribution and shelter program to be carried out by the Director of the Federal Emergency Management Agency, $30,000,000, such sum to remain available for obligation until March 31, 1984, and to be made available under the following terms and conditions: 30,000,000

(1) The Director of the Federal Emergency Management Agency shall, as soon as practicable after the date of the enactment of this Act, constitute a national board for the purpose of determining how the program funds are to be distributed to individual localities. The national board shall consist of seven members. The United Way of America, the Salvation Army, the National Council of Churches, the National Conference of Catholic Charities, the Council of Jewish Federations, Incorporated, the American Red Cross, and the Federal Emergency Management Agency shall each designate a representative to sit on the national board. The representative of the Federal Emergency Management Agency shall serve as chairman of the national board.

(2) Each locality designated by the national board to receive funds shall constitute a local board for the purpose of determining how its funds will be distributed. The local board shall consist, to the extent practicable, of representatives of the same organizations as the national board except that the mayor or appropriate head of government will replace the Federal Emergency Management Agency member.

(3) The Director of the Federal Emergency Management Agency shall award a grant for $30,000,000 to the national board within thirty days after the date of the enactment of this Act for the purpose of providing emergency food and shelter to needy individuals through private voluntary organizations.

(4) Eligible private voluntary organizations shall be nonprofit, have a voluntary board, have an accounting system, and practice nondiscrimination.

(5) Participation in the program shall be based upon a private voluntary organization's ability to deliver emergency food and shelter to needy individuals and such other factors as are determined by the local boards.

(6) Total administrative costs may not exceed 2 percent of the total appropriation.

(7) As authorized by the Charter of the Commodity Credit Corporation, the Corporation shall process and distribute surplus food owned or to be purchased by the Corporation under the food distribution and emergency shelter program in cooperation with the Federal Emergency Management Agency.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

CONSTRUCTION OF FACILITIES

For an additional amount for "Construction of facilities", $20,000,000, to remain available until September 30, 1986, for partial 20,000,000 funding of the construction of facilities at the John F. Kennedy Space Center for the Solid Rocket Booster assembly and refurbishment contractor and for warehousing to be used by the Shuttle processing contractor: *Provided*, That with the funds appropriated under the "Space flight, control and data communications" account in the 1984 Housing and Urban Development-Independent Agencies Appropriation Act (Public Law 98-45), NASA may enter into a contract with Morton Thiokol, Inc., to amortize the Thiokol Casting Pit Covers over a twelve-year period for a total cost of not to exceed $23,000,000 under the authority granted under Public Law 98-45.

VETERANS ADMINISTRATION

MEDICAL AND PROSTHETIC RESEARCH

For an additional amount for "Medical and prosthetic research", $53,974,000, to remain available until September 30, 1985. $53,974,000

VETERANS JOB TRAINING

For an additional amount for payment of expenses as authorized by the Emergency Veterans' Job Training Act of 1983 (Public Law 98-77), $75,000,000, to remain available until September 30, 1986. 75,000,000

[*Total, Veterans Administration, $128,974,000.*]

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SECTION 1. (a) Titles I through XI of this Act may be cited as the "Domestic Housing and International Recovery and Financial Stability Act".

(b) Titles I through V of this Act may be cited as the "Housing and Urban-Rural Recovery Act of 1983".

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TITLE I—COMMUNITY AND NEIGHBORHOOD DEVELOPMENT AND CONSERVATION

PART A—COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

LOW AND MODERATE INCOME BENEFIT OBJECTIVE

SEC. 101. (a) Section 101(c) of the Housing and Community Development Act of 1974 is amended—

(1) in the first sentence, by inserting after "title" the following: "and of the community development program of each grantee under this title"; and

(2) in the second sentence, by inserting after the first comma the following: "not less than 51 percent of the aggregate of the

Federal assistance provided under section 106 and, if applicable, the funds received as a result of a guarantee under section 108, shall be used for the support of activities that benefit persons of low and moderate income, and".

(b) Section 104(b)(3) of such Act is amended—

(1) by striking out the first semicolon and inserting in lieu thereof ", and"; and

(2) by inserting before the semicolon at the end thereof the following: ", except that the aggregate use of funds received under section 106 and, if applicable, as a result of a guarantee under section 108, during a period specified by the grantee of not more than 3 years, shall principally benefit persons of low and moderate income in a manner that ensures that not less than 51 percent of such funds are used for activities that benefit such persons during such period".

DEFINITIONS

SEC. 102. (a) Section 102(a)(4) of the Housing and Community Development Act of 1974 is amended—

(1) by striking out the semicolon and all that follows through "later"; and

(2) by adding at the end thereof the following new sentences: "In order to permit an orderly transition of each city losing its classification as a metropolitan city by reason of the population data of the 1980 decennial census or revisions in the designation of metropolitan areas or central cities, any city classified as or deemed by law to be a metropolitan city for purposes of assistance under any section of this title for fiscal year 1983 shall retain such qualification for purposes of receiving such assistance for fiscal years 1984 and 1985. Any unit of general local government that becomes eligible to be classified as a metropolitan city for fiscal year 1984 or 1985 while its population is included in an urban county for such fiscal year may, upon submission of written notification to the Secretary, defer its classification as a metropolitan city for all purposes under this title for fiscal years 1984, 1985, and 1986 if such unit of general local government continues to have its population included in such urban county under subsection (d).".

(b) Section 102(a)(6) of such Act is amended by striking out the last sentence and inserting in lieu thereof the following new sentences: "In order to permit an orderly transition of each county losing its classification as an urban county by reason of a decrease in population, any county classified as or deemed to be an urban county under this paragraph for purposes of receiving assistance under any section of this title for fiscal year 1983 shall retain such qualification for purposes of receiving such assistance for fiscal years 1984 and 1985, or for such longer period covered by a cooperation agreement entered into during fiscal year 1984. Notwithstanding the combined population amount set forth in clause (B) of the first sentence, a county shall also qualify as an urban county for purposes of assistance under section 106 if such county (A) complies with all other requirements set forth in the first sentence; (B) has, according to the most recent available decennial census data, a combined population between 190,000 and 199,999, inclusive; (C) had a population growth rate of not less than 15 percent during the most recent 10-year period measured by applicable censuses; and (D) has submitted data satisfactory to the Secretary that it has a combined population of not less than 200,000.".

(c) Section 102(a) of such Act is amended by adding at the end thereof the following new paragraphs:

"(20) The terms 'persons of low and moderate income' and 'low- and moderate-income persons' have the meaning given the term 'lower income families' in section 3(b)(2) of the United

States Housing Act of 1937. The term 'persons of very low income' has the meaning given the term 'very low-income families' in such section. For purposes of such terms, the area involved shall be determined in the same manner as such area is determined for purposes of assistance under section 8 of such Act.

"(21) The term 'buildings for the general conduct of government' means city halls, county administrative buildings, State capital or office buildings or other facilities in which the legislative or general administrative affairs of the government are conducted. Such term does not include such facilities as neighborhood service centers or special purpose buildings located in low- and moderate-income areas that house various nonlegislative functions or services provided by government at decentralized locations.".

(d) Section 102 of such Act is amended by striking out "Department of Commerce" each place it appears in paragraphs (3), (4), and (9) of subsection (a) and in subsection (b) and inserting in lieu thereof "Office of Management and Budget".

(e) Section 102(b) of such Act is amended by striking out the last sentence.

(f) The last sentence of section 102(d) of such Act is amended by inserting before the period at the end thereof the following: ", except where the unit of general local government loses the designation of metropolitan city".

AUTHORIZATION OF APPROPRIATIONS

SEC. 103. Section 103 of the Housing and Community Development Act of 1974 is amended by striking out the second sentence and inserting in lieu thereof the following: "There are authorized to be appropriated for purposes of assistance under sections 106 and 107 not to exceed $3,468,000,000 for each of the fiscal years 1984, 1985, and 1986.".

STATEMENT OF ACTIVITIES AND REVIEW

SEC. 104. (a) Section 104(a)(1) of the Housing and Community Develpment Act of 1974 is amended by adding at the end thereof the following new sentence: "In all cases, beginning in fiscal year 1984, the statement required in this subsection shall include a description of the use of funds made available under section 106 in fiscal year 1982 and thereafter (or, beginning in fiscal year 1985, such use since preparation of the last statement prepared pursuant to this subsection) together with an assessment of the relationship of such use to the community development objectives identified in the statement prepared pursuant to this subsection for such previous fiscal years and to the requirements of section 104(b)(3).".

(b) Section 104(a)(2) of such Act is amended—

(1) in the first sentence, by inserting "in a timely manner" after "shall";

(2) in subparagraph (A)—

(A) by inserting after "citizens" the following: "or, as appropriate, units of general local government"; and

(B) by inserting before the semicolon at the end thereof the following: ", including the estimated amount proposed to be used for activities that will benefit persons of low and moderate income and the plans of the grantee for minimizing displacement of persons as a result of activities assisted with such funds and to assist persons actually displaced as a result of such activities";

(3) by striking out "and" at the end of subparagraph (B);

(4) by striking out the period at the end of subparagraph (C) and inserting in lieu thereof a semicolon;

(5) by inserting after subparagraph (C) the following new subparagraphs:

"(D) provide citizens or, as appropriate, units of general local government with reasonable access to records regarding the past use of funds received under section 106 by the grantee; and

"(E) provide citizens or, as appropriate, units of general local government with reasonable notice of, and opportunity to comment on, any substantial change proposed to be made in the use of funds received under section 106 from one eligible activity to another."; and

(6) by adding at the end thereof the following new sentence: "Any final statement of activities may be modified or amended from time to time by the grantee in accordance with the same procedures required in this paragraph for the preparation and submission of such statement.".

(c) Section 104(b) of such Act is amended—

(1) by inserting before the semicolon at the end of paragraph (2) the following: ", and the grantee will affirmatively further fair housing";

(2) by striking out "and" at the end of paragraph (3);

(3) by redesignating paragraph (4) as paragraph (6); and

(4) by inserting after paragraph (3) the following new paragraphs:

"(4) it has developed a community development plan, for the period specified by the grantee under paragraph (3), that identifies community development and housing needs and specifies both short- and long-term community development objectives that have been developed in accordance with the primary objective and requirements of this title;

"(5) the grantee will not attempt to recover any capital costs of public improvements assisted in whole or part under section 106 or with amounts resulting from a guarantee under section 108 by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless (A) funds received under section 106 are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under this title; or (B) for purposes of assessing any amount against properties owned and occupied by persons of low and moderate income who are not persons of very low income, the grantee certifies to the Secretary that it lacks sufficient funds received under section 106 to comply with the requirements of subparagraph (A); and".

(d) Section 104(c)(1)(A) of such Act is amended by inserting after "community" the first place it appears the following: "(including the number of vacant and abandoned dwelling units)".

(e) Section 104(d) of such Act is amended—

(1) by inserting "and evaluation" after "performance" in the first sentence;

(2) by inserting "and to the requirements of subsection (b)(3)" after "subsection (a)" in the first sentence; and

(3) by inserting after the first sentence the following: "Such report shall also be made available to the citizens in each grantee's jurisdiction in sufficient time to permit such citizens to comment on such report prior to its submission, and in such manner and at such times as the grantee may determine. The grantee's report shall indicate its programmatic accomplishments, the nature of and reasons for changes in the grantee's program objectives, indications of how the grantee would change its programs as a result of its experiences, and an evaluation of the extent to which, its funds were used for activities that benefited low- and moderate-income persons. The report shall include a summary of any comments received by the grantee from citizens in its jurisdiction respecting its program. The Secretary shall encourage and assist national associations of grantees eligible under section 106(d)(2)(B), national

associations of States, and national associations of units of general local government in nonentitlement areas to develop and recommend to the Secretary, within one year after the effective date of this sentence, uniform recordkeeping, performance reporting, and evaluation reporting, and auditing requirements for such grantees, States, and units of local government, respectively. Based on the Secretary's approval of these recommendations, the Secretary shall establish such requirements for use by such grantees, States, and units of local government.".

(f) The second sentence of section 104(g)(1) of such Act is amended by inserting after "payment" the following: "and substantial disbursements from such fund must begin within 180 days after receipt of such payment".

(g) Section 104 of such Act is amended by adding at the end thereof the following new subsections:

"(i) Notwithstanding any other provision of law, any unit of general local government may retain any program income that is realized from any grant made by the Secretary, or any amount distributed by a State, under section 106 if (1) such income was realized after the initial disbursement of the funds received by such unit of general local government under such section; and (2) such unit of general local government has agreed that while the unit of general local government is participating in a community development program under this title it will utilize the program income for eligible community development activities in accordance with the provisions of this title. A State may require as a condition of any amount distributed by such State under section 106(d) that a unit of general local government shall pay to such State any such income to be used by such State to fund additional eligible community development activities, except that such State shall waive such condition to the extent such income is applied to continue the activity from which such income was derived.

"(j) Each grantee shall provide for reasonable benefits to any person involuntarily and permanently displaced as a result of the use of assistance received under this title to acquire or substantially rehabilitate property.".

ELIGIBLE ACTIVITIES

SEC. 105. (a) Section 105(a)(2) of the Housing and Community Development Act of 1974 is amended to read as follows:

"(2) the acquisition, construction, reconstruction, or installation (including design features and improvements with respect to such construction, reconstruction, or installation that promote energy efficiency) of public works, facilities (except for buildings for the general conduct of government), and site or other improvements;".

(b)(1) Section 105(a)(8) of such Act is amended—

(A) by striking out "10" and inserting in lieu thereof "15"; and

(B) by inserting before the semicolon at the end thereof the following: "unless such unit of general local government used more than 15 percent of the assistance received under this title for fiscal year 1983 for such activities (excluding any assistance received pursuant to Public Law 98-8), in which case such unit of general local government may use not more than the percentage or amount of such assistance used for such activities for such fiscal year, whichever method of calculation yields the higher amount".

(2) Section 303(b) of the Housing and Community Development Amendments of 1981 is amended by striking out ", 1983, and 1984" and inserting in lieu thereof "and 1983".

(c) Section 105(a)(14) of the Housing and Community Development Act of 1974 is amended by inserting after "public facilities" the following: "(except for buildings for the general conduct of government)".

(d) Section 105(a)(15) of such Act is amended by inserting the following before the semicolon at the end thereof: ", including grants to neighborhood-based nonprofit organizations, or other private or public nonprofit organizations, for the purpose of assisting, as part of neighborhood revitalization or other community development, the development of shared housing opportunities (other than by construction of new facilities) in which elderly families (as defined in section 3(b)(3) of the United States Housing Act of 1937) benefit as a result of living in a dwelling in which the facilities are shared with others in a manner that effectively and efficiently meets the housing needs of the residents and thereby reduces their cost of housing".

(e) Section 105 of such Act is amended by adding at the end thereof the following new subsection:

"(c)(1) In any case in which an assisted activity described in paragraph (14) or (17) of subsection (a) is identified as principally benefiting persons of low and moderate income, such activity shall—

"(A) be carried out in a neighborhood consisting predominately of persons of low and moderate income and provide services for such persons; or

"(B) involve facilities designed for use predominately by persons of low and moderate income; or

"(C) involve employment of persons, a majority of whom are persons of low and moderate income.

"(2) In any case in which an assisted activity described in subsection (a) is designed to serve an area generally and is clearly designed to meet identified needs of persons of low and moderate income in such area, such activity shall be considered to principally benefit persons of low and moderate income if (A) not less than 51 percent of the residents of such area are persons of low and moderate income; or (B) in any jurisdiction having no areas meeting the requirements of subparagraph (A), the area served by such activity has a larger proportion of persons of low and moderate income than not less than 75 percent of the other areas in the jurisdiction of the recipient.

"(3) Any assisted activity under this title that involves the acquisition or rehabilitation of property to provide housing shall be considered to benefit persons of low and moderate income only to the extent such housing will, upon completion, be occupied by such persons.".

ALLOCATION AND DISTRIBUTION OF FUNDS

SEC. 106. (a) Section 106(b) of the Housing and Community Development Act of 1974 is amended by adding at the end thereof the following new paragraph:

"(6)(A) Where data are available, the amount determined under paragraph (1) for a metropolitan city that has been formed by the consolidation of one or more metropolitan cities with an urban county shall be equal to the sum of the amounts that would have been determined under paragraph (1) for the metropolitan city or cities and the balance of the consolidated government, if such consolidation had not occurred. This paragraph shall apply only to any consolidation that—

"(i) included all metropolitan cities that received grants under this section for the fiscal year preceding such consolidation and that were located within the urban county;

"(ii) included the entire urban county that received a grant under this section for the fiscal year preceding such consolidation; and

"(iii) took place on or after January 1, 1983.

"(B) The population growth rate of all metropolitan cities referred to in section 102(a)(12) shall be based on the population of (i) metropolitan cities other than consolidated governments the grant for which is determined under this paragraph; and (ii) cities that were metropolitan cities before their incorporation into consolidated governments. For purposes of calculating the entitlement share for the balance of the consolidated government under this paragraph, the entire balance shall be considered to have been an urban county.".

(b) Section 106(c)(1)(B) of such Act is amended to read as follows:

"(B) in reallocating amounts resulting from an action under section 104(d) or section 111, a city or county against whom any such action was taken in a fiscal year shall be excluded from a calculation of share for purposes of reallocating, in the succeeding year, the amounts becoming available as a result of such action; and".

(c) Section 106(c) of such Act is amended by adding at the end thereof the following new paragraph:

"(3) Notwithstanding the provisions of paragraph (1), the Secretary may upon request transfer responsibility to any metropolitan city for the administration of any amounts received, but not obligated, by the urban county in which such city is located if (A) such city was an included unit of general local government in such county prior to the qualification of such city as a metropolitan city; (B) such amounts were designated and received by such county for use in such city prior to the qualification of such city as a metropolitan city; and (C) such city and county agree to such transfer of responsibility for the administration of such amounts.".

(d)(1) Section 106(d)(2)(A) of such Act is amended—

(A) by striking out "the State" and inserting in lieu thereof "a State that has elected, in such manner and at such time as the Secretary shall prescribe"; and

(B) by inserting after clause (ii) the following new sentence: "Any election to distribute funds made after the close of fiscal year 1984 is permanent and final.".

(2) Section 106(d)(2)(B) of such Act is amended by striking out "where" and all that follows through the period at the end thereof and inserting in lieu thereof the following: "if the State has not elected to distribute such amounts.".

(e) Section 106(d)(2)(C) of such Act is amended by striking out clause (iii) and inserting in lieu thereof the following new clause:

"(iii) will not refuse to distribute such amounts to any unit of general local government on the basis of the particular eligible activity selected by such unit of general local government to meet its community development needs, except that this clause may not be considered to prevent a State from establishing priorities in distributing such amounts on the basis of the activities selected; and".

(f) Section 106(d)(2) of such Act is amended by adding at the end thereof the following new subparagraph:

"(D) To receive and distribute amounts allocated under paragraph (1), the Governor of each State shall certify that each unit of general local government to be distributed funds will be required to identify its community development and housing needs, including the needs of low and moderate income persons, and the activities to be undertaken to meet such needs.".

(g) The second and third sentences of section 106(d)(3)(A) of such Act are amended to read as follows: "The State shall pay from its own resources all administrative expenses incurred by the State in carrying out its responsibilities under this title, except that from the amounts received for distribution in nonentitlement areas, the State may deduct an amount to cover such expenses not to exceed the sum of $102,000 plus 50 percent of any such expenses in excess of $100,000. Amounts deducted in excess of $100,000 shall not exceed 2 percent of the amount so received.".

(h) Section 106(d)(3) of such Act is amended by striking out subparagraph (C) and inserting in lieu thereof the following:

"(C) Any amounts allocated for use in a State under paragraph (1) that are not received by the State for any fiscal year because of failure to meet the requirements of subsection (a) or (b) of section 104, or that become available as a result of actions against the State under section 104(d) or 111, shall be added to amounts allocated to all States under paragraph (1) for the succeeding fiscal year.

"(D) Any amounts allocated for use in a State under paragraph (1) that become available as a result of actions under section 104(d) or 111 against units of general local government in nonentitlement areas of the State or as a result of the closeout of a grant made by the Secretary under this section in nonentitlement areas of the State shall be added to amounts allocated to the State under paragraph (1) for the fiscal year in which the amounts become so available.".

(i) Section 106(d) of such Act is amended by adding at the end thereof the following new paragraphs:

"(5) No amount may be distributed by any State or the Secretary under this subsection to any unit of general local government located in a nonentitlement area unless such unit of general local government certifies that—

"(A) it will minimize displacement of persons as a result of activities assisted with such amounts;

"(B) its program will be conducted and administered in conformity with Public Law 88-352 and Public Law 90-284, and that it will affirmatively further fair housing;

"(C) it will provide for opportunities for citizen participation, hearings, and access to information with respect to its community development program that are comparable to those required of grantees under section 104(a)(2); and

"(D) it will not attempt to recover any capital costs of public improvements assisted in whole or part under section 106 or with amounts resulting from a guarantee under section 108 by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless (i) funds received under section 106 are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under this title; or (ii) for purposes of assessing any amount against properties owned and occupied by persons of low and moderate income who are not persons of very low income, the grantee certifies to the Secretary or such State, as the case may be, that it lacks sufficient funds received under section 106 to comply with the requirements of clause (i).

"(6) Any activities conducted with amounts received by a unit of general local government under this subsection shall be subject to the applicable provisions of this title and other Federal law in the same manner and to the same extent as activities conducted with amounts received by a unit of general local government under subsection (a).".

(j) Section 106(f) of such Act is amended to read as follows:

"(f) If the total amount available for distribution in any fiscal year to metropolitan cities and urban counties under this section is insufficient to provide the amounts to which metropolitan cities and urban counties would be entitled under subsection (b), and funds are not otherwise appropriated to meet the deficiency, the Secretary shall meet the deficiency through a pro rata reduction of all amounts determined under subsection (b). If the total amount available for distribution in any fiscal year to metropolitan cities and urban counties under this section exceeds the amounts to which metropolitan cities and urban counties would be entitled under subsection (b), the Secretary shall distribute the excess through a pro rata increase of all amounts determined under subsection (b).".

DISCRETIONARY FUND

SEC. 107. (a) Section 107(a) of the Housing and Community Development Act of 1974 is amended by striking out the first sentence and inserting in lieu thereof the following: "Of the total amount approved in appropriation Acts under section 103 for each of the fiscal years 1984, 1985, and 1986, not more than $68,200,000 for each such fiscal year may be set aside in a special discretionary fund for grants under subsection (b).".

(b) Section 107(b)(4) of such Act is amended to read as follows:

"(4) to States, units of general local government, Indian tribes, or areawide planning organizations for the purpose of providing technical assistance in planning, developing, and administering assistance under this title; to groups designated by such governmental units to assist them in carrying out assistance under this title; to qualified groups for the purpose of assisting more than one such governmental unit to carry out assistance under this title; and to States and units of general local government for implementing special projects otherwise authorized under this title; and the Secretary may also provide technical assistance, directly or through contracts, to such governmental units and groups; and".

(c) Section 107(b) of such Act is amended—

(1) by striking out "and" at the end of paragraph (3); and

(2) by adding at the end thereof the following new paragraph:

"(5) to States and units of general local government for the purpose of allocating amounts to any such State or unit of general local government that is determined by the Secretary to have received insufficient amounts under section 106 as a result of a miscalculation of its share of funds under such section.".

GUARANTEE OF LOANS

SEC. 108. (a) Section 108(a) of the Housing and Community Development Act of 1974 is amended by inserting after the first sentence the following new sentence: "A guarantee under this section may be used to assist a grantee in obtaining financing only if the grantee has made efforts to obtain such financing without the use of such guarantee and cannot complete such financing consistent with the timely execution of the program plans without such guarantee.".

(b) Section 108(a) of such Act is amended by striking out the last sentence and inserting in lieu thereof the following: "Notwithstanding any other provision of law and subject only to the absence of qualified applicants or proposed activities, to the authority provided in this section, and to any funding limitation approved in appropriation Acts, the Secretary shall enter into commitments during fiscal year 1984 to guarantee notes and obligations under this section with an aggregate principal amount of $225,000,000.".

USE OF GRANTS TO SETTLE OUTSTANDING URBAN RENEWAL LOANS

SEC. 109. Section 112 of the Housing and Community Development Act of 1974 is amended by adding at the end thereof the following new subsection:

"(c) Any unit of general local government may retain any program income that is realized from a grant made by the Secretary pursuant to subsection (a) or under title I of the Housing Act of 1949 if (1) such income was realized after the initial disbursement of the grant funds by such unit of general local government; and (2) such unit of general local government agrees to utilize the program income for eligible community development activities in accordance with the provisions of this title.".

TRANSITION PROVISIONS

SEC. 110. (a) Section 116(b) of the Housing and Community Development Act of 1974 is amended by—

(1) striking out "(in that fiscal year)"; and

(2) striking out "in that year" and inserting in lieu thereof "for that year".

(b) The amendments made by this section shall apply only to funds available for fiscal year 1984 and thereafter.

PART B—OTHER PROGRAMS

URBAN DEVELOPMENT ACTION GRANTS

SEC. 121. (a) Section 119(a) of the Housing and Community Development Act of 1974 is amended by adding at the end thereof the following new sentence: "There are authorized to be appropriated to carry out the provisions of this section not to exceed $440,000,000 for each of the fiscal years 1984, 1985, and 1986, and any amount appropriated under this sentence shall remain available until expended.".

(b) Section 119(b)(1) of such Act is amended—

(1) in the last sentence, by striking out "where data are available, the extent of unemployment and job lag" and inserting in lieu thereof the following: "the extent of unemployment, job lag, or surplus labor"; and

(2) by adding at the end thereof the following new sentences: "Any city that has a population of less than 50,000 persons and is not the central city of a metropolitan area, and that was eligible for fiscal year 1983 under this paragraph for assistance under this section, shall continue to be eligible for such assistance until the Secretary revises the standards for eligibility for such cities under this paragraph and includes the extent of unemployment, job lag, or labor surplus as a standard of distress for such cities. The Secretary shall make such revision as soon as practicable following the effective date of this sentence.".

(c) Subparagraphs (A) and (B) of section 119(b)(2) of such Act ar each amended by inserting "neighborhood statistics areas," afte "enumeration districts,".

(d) Section 119(c)(3) of such Act is amended—

(1) by striking out ", and (B)" and inserting in lieu thereof "; (B)"; and

(2) by inserting the following after "carried out" in clause (B): "; and (C) has made available the analysis described in clause (B) to any interested person or organization residing or located in the neighborhood in which the proposed activities are to be carried out".

(e) Section 119(d)(1) of such Act is amended in the first sentence by adding after the word "criteria" where it first appears: "for a national competition".

(f) Section 119(i) of such Act is amended by adding at the end thereof the following new sentence: "The Secretary shall encourage cooperation by geographically proximate cities of less than 50,000 population by permitting consortia of such cities, which may also include county governments that are not urban counties, to apply for grants on behalf of a city that is otherwise eligible for assistance under this section. Any grants awarded to such consortia shall be administered in compliance with eligibility requirements applicable to individual cities.".

(g) Section 119 of such Act is amended by adding at the end thereof the following new subsections:

"(p) An unincorporated portion of an urban county that is approved by the Secretary as an identifiable community for purposes of this section is eligible for a grant under subsection (b)(2) if such portion meets the eligibility requirements contained in the first sentence of subsection (b)(1) and the requirements of subsection (b)(2)(B) (applied to the population of the portion of the urban county) and if it otherwise complies with the provisions of this section.

"(q) Of the amounts appropriated for purposes of this section for any fiscal year, not more than $2,500,000 may be used by the Secretary to make technical assistance grants to States or their agencies, municipal technical advisory services operated by universities, or State associations of counties or municipalities, to enable such entities to assist units of general local government described in subsection (i) in developing, applying for assistance for, and implementing programs eligible for assistance under this section.

"(r) In providing assistance under this section, the Secretary may not discriminate among programs on the basis of the particular type of activity involved, whether such activity is primarily a neighborhood, industrial, or commercial activity.".

URBAN HOMESTEADING

SEC. 122. (a) The first sentence of section 810(h) of the Housing and Community Development Act of 1974 is amended by striking out "and (g)" and all that follows through "1983" and inserting in lieu thereof the following: ", (g), (h), and (i), there are authorized to be appropriated not to exceed $12,000,000 for fiscal year 1984, and such sums as may be necessary for fiscal year 1985".

(b) Section 810(a)(3) of such Act is amended by inserting "by a person legally entitled to reside there" before the semicolon.

(c) Section 810(b)(3) of such Act is amended—

(1) by striking out "three years" in subparagraph (A) and inserting in lieu thereof "5 years, except under such emergency standards as may be prescribed by the Secretary";

(2) by striking out subparagraph (B) and inserting in lieu thereof the following:

"(B) repair all defects in the property that pose a substantial danger to health and safety within 1 year of the date of such initial conveyance;"; and

(3) by striking out "eighteen months after occupying the property" in subparagraph (C) and inserting in lieu thereof "3 years after the date of initial conveyance".

(d) Section 810(b) of such Act is amended—

(1) by striking out "and" at the end of paragraph (5);

(2) by striking out the period at the end of paragraph (6) and inserting in lieu thereof "; and"; and

(3) by adding at the end thereof the following new paragraph:

"(7) an equitable procedure for selecting the recipients of such properties that—

"(A) gives a special priority to applicants—

"(i) whose current housing fails to meet standards of health and safety, including overcrowding;

"(ii) who currently pay in excess of 30 percent of their income for shelter; and

"(iii) who have little prospect of obtaining improved housing within the foreseeable future through means other than homesteading;

"(B) excludes applicants who are currently homeowners; and

"(C) takes into account the capacity of the applicant to contribute a substantial amount of labor to the rehabilitation process, or to obtain assistance from private sources, community organizations, or other sources.".

(e) Section 810(f) of such Act is amended—

(1) by inserting ", the Secretary of Agriculture," after "Secretary" each place it appears;

(2) by striking out "one- to four-family residences" and inserting in lieu thereof "residential properties"; and

(3) by adding at the end thereof the following new sentence: "Such listing shall be accessible to the public during ordinary business hours at the offices of such unit of general local government or public agency.".

(f) Section 810 of such Act is amended—

(1) in subsection (c), by inserting "or (h)" after "subsection (b)";

(2) by redesignating subsection (h) as subsection (k); and

(3) by inserting after subsection (g) the following new subsections:

"(h)(1) The Secretary may, on a demonstration basis during fiscal years 1984 and 1985, convey to any unit of general local government or public agency designated by such unit of general local government any real property—

"(A) to which the Secretary holds title; and

"(B) that the Secretary determines to be suitable for a multifamily homesteading program that complies with the requirements of paragraph (2);

for such consideration, if any, as may be agreed upon between the Secretary and such unit of general local government or public agency.

"(2) Any multifamily homesteading program carried out by any unit of general local government or public agency designated by any such unit of general local government shall be considered a multifamily homesteading program that complies with the requirements of this subsection if the Secretary determines that such program contains adequate assurances that—

"(A) the primary use of all homestead properties following conversion or rehabilitation shall be residential; and

"(B) not less than 75 percent of the residential occupants of homestead properties following conversion or rehabilitation shall be lower income families.

"(3) As used in this subsection and subsection (i) the term 'lower income families' has the meaning given such term in section 3(b)(2) of the United States Housing Act of 1937.

"(i)(1) The Secretary shall use not more than $1,000,000 of the amounts appropriated under this section for each of the fiscal years 1984 and 1985 to undertake a program to demonstrate the feasibility of providing assistance to State or local governments or their agencies for the purchase of any real property that—

"(A) is improved by one- to four-family residence;

"(B) is not occupied by a person legally entitled to reside there;

"(C) is designated by a State or general unit of local government for use in a single family homestead program; and

"(D) will be conveyed to lower income families under such program upon condition that each such family agrees—

"(i) to occupy the property as a principal residence for a period of not less than 5 years, except under such emergency standards as may be prescribed by the Secretary;

"(ii) to repair all defects in the property that pose a substantial danger to health or safety within 1 year of the date of the initial conveyance; and

"(iii) to make such repairs and improvements to the property as may be necessary to meet applicable local standards for decent, safe, and sanitary housing within 3 years after the date of the initial conveyance.

"(2) The Secretary shall give a preference to demonstrations under this subsection involving the acquisition of properties that become available in satisfaction of public liens such as tax liens.

"(j) The Secretary shall conduct a continuing evaluation of the demonstration programs carried out under subsections (h) and (i) and shall transmit to the Congress a report not later than December 31, 1985, containing a summary of his evaluation of all such programs and his recommendations for the future conduct of such programs.".

NEIGHBORHOOD DEVELOPMENT DEMONSTRATION

SEC. 123. (a) For the purposes of this section:

(1) The term "eligible neighborhood development activity" means—

(A) creating permanent jobs in the neighborhood;

(B) establishing or expanding businesses within the neighborhood;

(C) developing, rehabilitating, or managing neighborhood housing stock;

(D) developing delivery mechanisms for essential services that have lasting benefit to the neighborhood; or

(E) planning, promoting, or financing voluntary neighborhood improvement efforts.

(2) The term "eligible neighborhood development organization" means—

(A) an entity organized as a private, voluntary, nonprofit corporation under the laws of the State in which it operates;

(B) an organization that is responsible to residents of its neighborhood through a governing body, not less than 51 per centum of the members of which are residents of the area served;

(C) an organization that has conducted business for at least three years prior to the date of application for participation;

(D) an organization that operates within an area that meets the requirements for Federal assistance under section 119 of the Housing and Community Development Act of 1974; and

(E) an organization that conducts one or more eligible neighborhood development activities that have as their primary beneficiaries low- and moderate-income persons, as defined in section 102(a)(20) of the Housing and Community Development Act of 1974.

(3) The term "Secretary" means the Secretary of Housing and Urban Development.

(b)(1) The Secretary shall carry out, in accordance with this section, a demonstration program to determine the feasibility of supporting eligible neighborhood development activities by providing Federal matching funds to eligible neighborhood development organizations on the basis of the monetary support such organizations have received from individuals, businesses, and nonprofit or other organizations in their neighborhoods prior to receiving assistance under this section.

(2) The Secretary shall accept applications from eligible neighborhood development organizations for participation in the demonstration program. Eligible organizations may participate in more than one year of the program, but shall be required to submit a new application and to compete in the selection process for each program year. Not more than 30 per centum of the grants may be for multiyear awards.

(3) From the pool of eligible neighborhood development organizations submitting applications for participation in a given program year, the Secretary shall select participating organizations in an appropriate number through a competitive selection process. To be selected, an applicant shall—

(A) have demonstrated measurable achievements in one or more of the activities specified in subsection (a)(4);

(B) specify a business plan for accomplishing one or more of the activities specified in subsection (a)(4); and

(C) specify a strategy for achieving greater long term private sector support.

(c)(1) The Secretary shall award grants under this section among the eligible neighborhood development organizations submitting applications for such grants on the basis of—

(A) the degree of economic distress of the neighborhood involved;

(B) the extent to which the proposed activities will benefit persons of low and moderate income;

(C) the extent of neighborhood participation in the proposed activities, as indicated by the proportion of the households and businesses in the neighborhood involved that are members of the eligible neighborhood development organization involved; and

(D) the extent of voluntary contributions available for the purpose of subsection (e)(4), except that the Secretary shall waive the requirement of this subparagraph in the case of an application submitted by a small eligible neighborhood development organization, an application involving activities in a very low-income neighborhood, or an application that is especially meritorious.

(d) The Secretary shall consult with an informal working group representative of eligible neighborhood organizations with respect to the implementation and evaluation of the program established in this section.

(e)(1) The Secretary shall assign each participating organization a defined program year, during which time voluntary contributions from individuals, businesses, and nonprofit or other organizations in the neighborhood shall be eligible for matching.

(2) Subject to paragraph (3), at the end of each three-month period occurring during the program year, the Secretary shall pay to each participating neighborhood development organization the product of—

(A) the aggregate amount of voluntary contributions that such organization certifies to the satisfaction of the Secretary it received during such three-month period; and

(B) the matching ratio established for such test neighborhoods under paragraph (4).

(3) The Secretary shall pay not more than $50,000 under this Act to any participating neighborhood development organization during a single program year.

(4) For purposes of paragraph (2), the Secretary shall, for each participating organization, determine an appropriate ratio by which monetary contributions made to participating neighborhood development organizations will be matched by Federal funds. The highest such ratios shall be established for neighborhoods having the smallest number of households or the greatest degree of economic distress.

(5) The Secretary shall insure that—

(A) grants and other forms of assistance may be made available under this section only if the application contains a certification by the unit of general local government within which the neighborhood to be assisted is located that such assistance is not inconsistent with the housing and community development plans of such unit, except that the failure of a unit of general local government to respond to a request for a certification within thirty days after the request is made shall be deemed to be a certification; and

(B) eligible neighborhood development activities comply with all applicable provisions of the Civil Rights Act of 1964.

(6) To carry out this section, the Secretary—

(A) may issue regulations as necessary;

(B) shall utilize, to the fullest extent practicable, relevant research previously conducted by Federal agencies, State and local governments, and private organizations and persons;

(C) shall disseminate information about the kinds of activities, forms of organizations, and fund-raising mechanisms associated with successful programs;

(D) shall undertake any other activity the Secretary deems necessary to carry out this section, which shall include an evaluation and report to Congress on the demonstration and may include the performance of research, planning, and administration, either directly, or when in the Secretary's judgment such activity will be carried out more effectively, more rapidly, or at less cost, by contract or grant; and

(E) may use not more than 5 per centum of the funds appropriated for administrative or other expenses in connection with the demonstration.

(f) The Secretary shall submit to the Congress—

(1) not later than three months after the end of each fiscal year in which payments are made under this section, an interim report containing a summary of the activities carried out under this section during such fiscal year and any preliminary findings or conclusions drawn from the demonstration program; and

(2) not later than March 15 of the year after the end of the last fiscal year in which such payments are made, a final report containing a summary of all activities carried out under this section, the evaluation required in subsection (e)(6)(D) and any findings, conclusions, or recommendations for legislation drawn from the demonstration program.

(g) For purposes of carrying out this section, there are authorized to be appropriated not to exceed $2,000,000 for each of the fiscal years 1984 and 1985.

REHABILITATION LOANS

SEC. 124. (a) Section 312(d) of the Housing Act of 1964 is amended by adding the following new sentence at the end thereof: "The Secretary may not establish (1) any requirement that a certain proportion of assistance received under this section be utilized for any particular type of dwelling unit; or (2) any priority for the receipt of such assistance that is based on the receipt or use of funds by an applicant or area under any other program of Federal assistance for housing or community development, other than the urban homesteading program established in section 810 of the Housing and Community Development Act of 1974.".

(b) Section 312(h) of such Act is amended—

(1) by striking out "November 30, 1983" and inserting in lieu thereof "September 30, 1984"; and

(2) by striking out "December 1, 1983" and inserting in lieu thereof "October 1, 1984".

NEIGHBORHOOD REINVESTMENT CORPORATION

SEC. 125. Section 608(a) of the Neighborhood Reinvestment Corporation Act is amended by striking out "title" and all that follows though "1982" and inserting in lieu thereof the following: "title not to exceed $16,512,000 for fiscal year 1984, and such sums as may be necessary for fiscal year 1985".

REPEALERS

SEC. 126. (a)(1) Section 414 of the Housing and Urban Development Act of 1969 hereby is repealed.

(2) Notwithstanding paragraph (1), the Secretary of Housing and Urban Development and the Secretary of Agriculture may dispose of Federal surplus real property pursuant to the terms of section 414 of such Act if, prior to the date of the enactment of this Act, either Secretary had requested the Administrator of General Services to transfer such property for such disposition.

(3) Notwithstanding paragraph (1), section 414(b) of such Act shall continue to apply, where applicable, to all property transferred by either Secretary pursuant to section 414 of such Act, including properties transferred pursuant to paragraph (2).

(b)(1) Section 106(g) of the Housing Act of 1949 hereby is repealed.

(2) Section 703(d) of the Housing and Urban Development Act of 1965 hereby is repealed.

(3) Section 704, and the second sentence of section 706, of the Housing Act of 1961 hereby are repealed.

TITLE II—HOUSING ASSISTANCE PROGRAMS

ALLOCATION AND USE OF ASSISTED HOUSING AUTHORITY

SEC. 201. (a)(1) Section 213(a)(1) of the Housing and Community Development Act of 1974 is amended by adding at the end thereof the following: "Upon receiving an application for such housing assistance, the Secretary shall assure that funds made available under this section shall be utilized to the maximum extent practicable to meet the needs and goals identified in the unit of local government's housing assistance plan.".

(2) Section 213(d) of such Act is amended by striking out paragraphs (1) and (2) and inserting in lieu thereof the following:

"(1) The Secretary shall allocate assistance referred to in subsection (a) (other than assistance approved in appropriation Acts for use under sections 9, 14, and 17 of the United States Housing Act of 1937) the first time it is available for reservation on the basis of a formula which is contained in a regulation prescribed by the Secretary, and which is based on the relative needs of different States, areas, and communities as reflected in data as to population, poverty, housing overcrowding, housing vacancies, amount of substandard housing, and other objectively measurable conditions specified in such regulation. Any amounts allocated to a State or areas or communities within a State which are not likely to be utilized within a fiscal year shall not be reallocated for use in another State unless the Secretary determines that other areas or communities within the same State cannot utilize the amounts within that same fiscal year.

"(2) Not later than sixty days after approval in an appropriation Act, the Secretary shall allocate from the amounts available for use in nonmetropolitan areas an amount of authority for assistance under section 8(d) of the United States Housing Act of 1937 determined in consultation with the Secretary of Agriculture for use in connection with section 532 of the Housing Act of 1949 during the fiscal year for which such authority is approved. The amount of assistance allocated to nonmetropolitan areas pursuant to this section in any fiscal year shall not be less than 20 nor more than 25 per centum of the total amount of such assistance.".

(3) Not later than March 1, 1984, the Secretary shall report to the Congress on the impact of the last sentence of section 213(d)(2) of the Housing and Community Development Act of 1974.

(b) Section 5(c) of the United States Housing Act of 1937 is amended—

(1) by striking out the last sentence of paragraph (1);

(2) by striking out paragraphs (2) and (3) and redesignating the remaining paragraphs accordingly; and

(3) by adding at the end thereof the following:

"(5) During such period as the Secretary may prescribe for starting construction, the Secretary may approve the conversion of public housing development authority for use under section 14 or for use for the acquisition and rehabilitation of property to be used in public housing, if the public housing agency, after consultation with the unit of local government, certifies that such assistance would be more effectively used for such purpose, and if the total number of units assisted will not be less than 90 per centum of the units covered by the original reservation.

"(6) The aggregate amount of budget authority which may be obligated for contracts for annual contributions and for grants under section 17 is increased by $9,912,928,000 on October 1, 1983, and by such sums as may be approved in appropriation Acts on October 1, 1984.

"(7)(A) Using the additional budget authority provided under paragraph (6) and the balances of budget authority which become available during fiscal year 1984, to the extent approved in appropriations Acts, the Secretary may reserve authority to enter into obligations aggregating—

"(i) not to exceed $1,289,550,000 for public housing, of which not to exceed $389,550,000 shall be available for Indian housing;

"(ii) not to exceed $1,926,400,000 for assistance under section 8 in connection with projects developed under section 202 of the Housing Act of 1959;

"(iii) not to exceed $1,550,000,000 for comprehensive improvement assistance under section 14;

"(iv) not to exceed $2,217,150,000 for assistance under section 8(b)(1);

"(v) not to exceed $540,000,000 for assistance under section 8(e)(5);

"(vi) not to exceed $242,115,000 for assistance under section 8(o);

"(vii) not to exceed $150,000,000 for assistance under section 17 with respect to rental rehabilitation;

"(viii) not to exceed $200,000,000 with respect to rental development under section 17; and

"(ix) not to exceed $1,603,170,000 for additional assistance under section 8.

"(B) Using the additional budget authority provided under paragraph (6) and the balances of budget authority which become available during fiscal year 1985, to the extent approved in appropriations Acts, the Secretary may reserve authority to enter into obligations aggregating—

"(i) not to exceed such sums as may be approved in an appropriation Act for public housing, of which not to exceed such sums as may be approved in an appropriation Act shall be available for Indian housing;

"(ii) not to exceed such sums as may be approved in an appropriation Act for assistance under section 8 in connection with projects developed under section 202 of the Housing Act of 1959;

"(iii) not to exceed such sums as may be approved in an appropriation Act for comprehensive improvement assistance under section 14;

"(iv) not to exceed such sums as may be approved in an appropriation Act for assistance under section 8(b)(1);

"(v) not to exceed such sums as may be approved in an appropriation Act for assistance under section 8(e)(5);

"(vi) not to exceed such sums as may be approved in an appropriation Act for assistance under section 8(o),

"(vii) not to exceed $150,000,000 for assistance under section 17 with respect to rental rehabilitation;

"(viii) not to exceed $115,000,000 with respect to rental development under section 17; and

"(ix) not to exceed such sums as may be approved in an appropriation Act for additional assistance under section 8.

"(C) The specific authorities under this paragraph are subject to such adjustments as may be made under paragraph (5).".

(c) Section 6 of such Act is amended by adding at the end thereof the following:

"(h) On or after October 1, 1983, the Secretary may enter into a contract involving new construction only if the public housing agency demonstrates to the satisfaction of the Secretary that the cost of new construction is less than the cost of acquisition or acquisition and rehabilitation, including any reserve fund under subsection (i), would be.

"(i) The Secretary may, upon application by a public housing agency in connection with the acquisition of housing for use as public housing, establish and set aside a reserve fund in an amount not to exceed 30 per centum of the acquisition cost which shall be available for use for major repairs to such housing.

"(j) On or after October 1, 1983, in entering into commitments for the development of public housing, the Secretary shall give a priority to projects for the construction of housing suitable for occupancy by large families.".

INCREASE IN SINGLE PERSON OCCUPANCY LIMITATION

SEC. 202. Section 3(b)(3) of the United States Housing Act of 1937 is amended by adding at the end thereof the following new sentence: "The Secretary may increase the limitation described in the second sentence of this paragraph to not more than 30 per centum if, following consultation with the public housing agency involved, the Secretary determines that the dwelling units involved are neither being occupied, nor are likely to be occupied within the next 12 months, by families or persons described in clauses (A), (B), and (C), due to the condition or location of such dwelling units, and that such dwelling units may be occupied if made available to single persons described in clause (D).".

PRIORITY FOR HOUSING ASSISTANCE

SEC. 203. (a) Section 6(c)(4)(A) of the United States Housing Act of 1937 is amended by inserting "or are paying more than 50 per centum of family income for rent" after "under this Act".

(b)(1) Section 8(d)(1)(A) of such Act is amended by inserting ", are paying more than 50 per centum of family income for rent," after "substandard housing".

(2) Section 8(e)(2) of such Act is amended by inserting ", are paying more than 50 per centum of family income for rent," after "substandard housing".

(3) Section 101(e)(1)(B) of the Housing and Urban Development Act of 1965 is amended by inserting ", was paying more than 50 per centum of family income for rent," after "substandard housing".

LEASE AND GRIEVANCE PROCEDURES

SEC. 204. Section 6 of the United States Housing Act of 1937 is amended by adding at the end thereof the following new subsections:

"(k) The Secretary shall by regulation require each public housing agency receiving assistance under this Act to establish and implement an administrative grievance procedure under which tenants will—

"(1) be advised of the specific grounds of any proposed adverse public housing agency action;

"(2) have an opportunity for a hearing before an impartial party upon timely request within any period applicable under subsection (l);

"(3) have an opportunity to examine any documents or records or regulations related to the proposed action;

"(4) be entitled to be represented by another person of his choice at any hearing;

"(5) be entitled to ask questions of witnesses and have others make statements on his behalf; and

"(6) be entitled to receive a written decision by the public housing agency on the proposed action.

An agency may exclude from its procedure any grievance concerning an eviction or termination of tenancy in any jurisdiction which requires that, prior to eviction, a tenant be given a hearing in court which the Secretary determines provides the basic elements of due process.

"(l) Each public housing agency shall utilize leases which—

"(1) do not contain unreasonable terms and conditions;

"(2) obligate the public housing agency to maintain the project in a decent, safe, and sanitary condition;

"(3) require the public housing agency to give adequate written notice of termination of the lease which shall not be less than—

"(A) a reasonable time, but not to exceed 30 days, when the health or safety of other tenants or public housing agency employees is threatened;

"(B) 14 days in the case of nonpayment of rent; and

"(C) 30 days in any other case; and

"(4) require that the public housing agency may not terminate the tenancy except for serious or repeated violation of the terms or conditions of the lease or for other good cause.".

REPORTING REQUIREMENTS

SEC. 205. Section 6 of the United States Housing Act of 1937 is amended by adding at the end thereof the following:

"(m) The Secretary shall not impose any unnecessarily duplicative or burdensome reporting requirements on tenants or public hearing agencies assisted under this Act.".

AMENDMENTS AFFECTING TENANT RENTS OR CONTRIBUTIONS

SEC. 206. (a) Section 3(a) of the United States Housing Act of 1937 is amended—

(1) by inserting the following immediately after the first sentence: "Reviews of family income shall be made at least annually."; and

(2) by inserting after "under this Act" in the final sentence the following: "(other than a family assisted under section 8(o))".

(b) Section 3(b) of such Act is amended by striking out the period at the end of paragraph (2) and inserting in lieu thereof the following: ", except that the Secretary may establish income ceilings higher or lower than 50 per centum of the median for the area on the basis of the Secretary's findings that such variations are necessary because of unusually high or low family incomes.".

(c) Section 3(b)(5) of the United States Housing Act of 1937 is amended to read as follows:

"(5) The term 'adjusted income' means the income which remains after excluding—

"(A) $480 for each member of the family residing in the household (other than the head of the household or his spouse) who is under 18 years of age or who is 18 years of age or older and is disabled or handicapped or a full-time student;

"(B) $400 for any elderly family;

"(C) medical expenses in excess of 3 per centum of annual family income for any elderly family; and

"(D) child care expenses to the extent necessary to enable another member of the family to be employed or to further his or her education.".

(d)(1) The following provisions of this paragraph apply to determinations of the rent to be paid by or the contribution required of a tenant occupying housing assisted under the authorities amended by this section or subsections (a) through (h) of section 322 of the Housing and Community Development Amendments of 1981 (hereinafter referred to as "assisted housing") on or before the effective date of regulations implementing this section:

(A) Notwithstanding any other provision of this section or subsections (a) through (h) of section 322 of the Housing and Community Development Amendments of 1981, the Secretary of Housing and Urban Development (hereinafter referred to as the "Secretary") may provide for delayed applicability, or for staged implementation, of the procedures for determining rents or contributions, as appropriate, required by such provisions if the Secretary determines that immediate application of such procedures would be impracticable, would violate the terms of existing leases, or would result in extraordinary hardship for any class of tenants.

(B) The Secretary shall provide that the rent or contribution, as appropriate, required to be paid by a tenant shall not increase as a result of the amendments made by this section and subsections (a) through (h) of section 322 of the Housing and Community Development Amendments of 1981, and as a result of any other provision of Federal law or regulation, by more than 10 per centum during any twelve-month period, unless the increase above 10 per centum is attributable to increases in income which are unrelated to such amendments, law, or regulation.

(2) Tenants of assisted housing other than those referred to in paragraph (1) shall be subject to immediate rent payment or contribution determinations in accordance with applicable law and without regard to the provisions of paragraph (1), but the Secretary shall provide that the rent or contribution payable by any such tenant who is occupying assisted housing on the effective date of any provision of Federal law or regulation shall not increase, as a result of any such provision of Federal law or regulation, by more than 10 per centum during any twelve-month period, unless the increase above 10 per centum is attributable to increases in income which are unrelated to such law or regulation.

(3) In the case of tenants receiving rental assistance under section 521(a)(1) of the Housing Act of 1949 on the effective date of this section whose assistance is converted to assistance under section 8 of the United States Housing Act of 1937 on or after such date, the Secretary shall provide that the rent or contribution payable by any such tenant shall not increase, as a result of such conversion, by more than 10 per centum during any twelve-month period, unless the increase above 10 per centum is attributable to increases in income which are unrelated to such conversion or to any provision of Federal law or regulation.

(4)(A) Notwithstanding any other provision of law, in the case of the conversion of any assistance under section 101 of the Housing and Urban Development Act of 1965, section 236(f)(2) of the National Housing Act, or section 23 of the United States Housing Act of 1937 (as in effect before the date of the enactment of the Housing and Community Development Act of 1974) to assistance under section 8 of the United States Housing Act of 1937, any increase in rent payments or contributions resulting from such conversion, and from the amendments made by this section of any tenant benefiting from such assistance who is sixty-two years of age or older may not exceed 10 per centum per annum.

(B) In the case of any such conversion of assistance occurring on or after October 1, 1981, and before the date of the enactment of this section, the rental payments due after such date of enactment by any tenant benefiting from such assistance who was sixty-two years of age or older on the date of such conversion shall be computed as if the tenant's rental payment or contribution had, on the date of conversion, been the lesser of the actual rental payment or contribution required, or 25 per centum of the tenant's income.

(5) The limitations on increases in rent contained in paragraphs (1)(B), (2), (3), and (4) shall remain in effect and may not be changed or superseded except by another provision of law which amends this subsection.

(6) As used in this subsection, the term "contribution" means an amount representing 30 per centum of a tenant's monthly adjusted income, 10 per centum of the tenant's monthly income, or the designated amount of welfare assistance, whichever amount is used to determine the monthly assistance payment for the tenant under section 3(a) of the United States Housing Act of 1937.

(7) The provisions of subsections (a) through (h) of section 322 of the Housing and Community Development Amendments of 1981 shall be implemented and fully applicable to all affected tenants no later than five years following the date of enactment of such amendments, except that the Secretary may extend the time for implementation if the Secretary determines that full implementation would result in extraordinary hardship for any class of tenants.

(e) Section 322(i) of the Omnibus Budget Reconciliation Act of 1981 is repealed.

VOUCHER DEMONSTRATION

SEC. 207. Section 8 of the United States Housing Act of 1937 is amended by adding at the end thereof the following:

"(o)(1) In connection with the rental rehabilitation and development program under section 17 or the rural housing preservation grant program under section 533 of the Housing Act of 1949, or for other purposes, the Secretary is authorized to conduct a demonstration program using a payment standard in accordance with this subsection. The payment standard shall be used to determine the monthly assistance which may be paid for any family, as provided in paragraph (2) of this subsection, and shall be based on the fair market rental established under subsection (c).

"(2) The monthly assistance payment for any family shall be the amount by which the payment standard for the area exceeds 30 per centum of the family's monthly adjusted income, except that such monthly assistance payment shall not exceed the amount by which the rent for the dwelling unit (including the amount allowed for utilities in the case of a unit with separate utility metering) exceeds 10 per centum of the family's monthly income.

"(3) Assistance payments may be made only for (A) a family determined to be a very low-income family at the time it initially receives assistance, or (B) a family previously assisted under this Act. In selecting families to be assisted, preference shall be given to families which, at the time they are seeking assistance, occupy substandard housing, are involuntarily displaced, or are paying more than 50 per centum of family income for rent.

"(4) The Secretary shall use substantially all of the authority to enter into contracts under this subsection to make assistance payments for families residing in dwellings to be rehabilitated with assistance under section 17 and for families displaced as a result of rental housing development assisted under such section or as a result of activities assisted under section 533 of the Housing Act of 1949.

"(5) If a family vacates a dwelling unit before the expiration of a lease term, no assistance payment may be made with respect to the unit after the month during which the unit was vacated.

"(6) A contract with a public housing agency for annual contributions under this subsection shall be for an initial term of sixty months. The Secretary shall require (with respect to any unit) that (A) the public housing agency inspect the unit before any assistance payment may be made to determine that it meets housing quality standards for decent, safe, and sanitary housing established by the Secretary for the purpose of this section, and (B) the public housing agency make annual or more frequent inspections during the contract term. No assistance payment may be made for a dwelling unit which fails to meet such quality standards, unless any such failure is promptly corrected by the owner and the correction verified by the public housing agency.

"(7)(A) The amount of assistance payments under this subsection may, in the discretion of the public housing agency, be adjusted as frequently as twice during any five-year period where necessary to assure continued affordability. The aggregate amount of adjustments pursuant to the preceding sentence may not exceed the amount of any excess of the annual contributions provided for in the contract over the amount of assistance payments actually paid (including amounts which otherwise become available during the contract period).

"(B) For the purpose of subparagraph (A), each contract with a public housing agency for annual contributions under this subsection shall provide annual contributions equal to 115 per centum of the estimated aggregate amount of assistance required during the first year of the contract.

"(C) Any amounts not needed for adjustments under subparagraph (A) may be used to provide assistance payments for additional families.

"(D) Before making such adjustments the public housing agency shall consult with the public and the general local government regarding the impact of such adjustments on the number of families that can be assisted.

"(8) A public housing agency may utilize not to exceed 5 per centum of the amount of authority available under this subsection to provide assistance with respect to cooperative or mutual housing which has a resale structure which maintains affordability for lower income families where the agency determines such action will assist in maintaining the affordability of such housing for such families.".

RENEWAL OF SECTION 8 CONTRACTS

SEC. 208. Section 8(d)(2) of such Act is amended by adding at the end thereof the following: "A contract under this section may not be attached to the structure except where the Secretary specifically waives the foregoing limitation and the public housing agency approves such action, and the owner agrees to rehabilitate the structure other than with assistance under this Act and otherwise complies with the requirements of this section. The aggregate term of such contract and any contract extension may not be more than 180 months.".

REPEAL OF NEW CONSTRUCTION AUTHORITY

SEC. 209. (a) The United States Housing Act of 1937 is amended as follows:

(1) Section 8(a) is amended by striking out ", newly constructed, and substantially rehabilitated".

(2) Section 8(b)(2) is repealed.

(3) Section 8(e) of such Act is amended by striking out paragraphs (1), (2), and (3) and by redesignating paragraphs (4) and (5) as paragraphs (1) and (2), respectively.

(4) Section 8(i) of such Act is repealed.

(5) Section 8 of such Act is amended by striking out subsections (l) and (m).

(6) Section 8(n) of such Act is amended by striking out "(e)(5) and subsection (i)" and inserting in lieu thereof "(e)(2)".

(b) The amendments made by subsection (a) shall take effect on October 1, 1983, except that the provisions repealed shall remain in effect—

(1) with respect to any funds obligated for a viable project under section 8 of the United States Housing Act of 1937 prior to January 1, 1984; and

(2) with respect to any project financed under section 202 of the Housing Act of 1959.

SINGLE ROOM OCCUPANCY HOUSING

SEC. 210. Section 8(n) of the United States Housing Act of 1937 is amended—

(1) by inserting "subsection (b)(1)," before "subsection (e)(5)";

(2) by inserting a comma after "(e)(5)";

(3) by striking out "and" at the end of paragraph (1);

(4) by striking out the period at the end of paragraph (2) and inserting in lieu thereof "; and"; and

(5) by inserting after paragraph (2) the following new paragraph:

"(3) in the case of assistance under subsection (b)(1), the unit of general local government in which the property is located and the local public housing agency certify to the Secretary that the property complies with local health and safety standards.".

SHARED HOUSING FOR THE ELDERLY AND HANDICAPPED

SEC. 211. Section 8 of the United States Housing Act of 1937 is amended by adding the following new subsection at the end thereof:

"(p) In order to assist elderly families (as defined in section 3(b)(3)) who elect to live in a shared housing arrangement in which they benefit as a result of sharing the facilities of a dwelling with others in a manner that effectively and efficiently meets their housing needs and thereby reduces their cost of housing, the Secretary shall permit assistance provided under the existing housing and moderate rehabilitation programs to be used by such families in such arrangements. In carrying out this subsection, the Secretary shall issue minimum habitability standards for the purpose of assuring decent, safe, and sanitary housing for such families while taking into account the special circumstances of shared housing.".

PAYMENTS FOR OPERATION OF LOWER INCOME HOUSING PROJECTS

SEC. 212. Section 9(c) of the United States Housing Act of 1937 is amended—

(1) by striking out "and" after "October 1, 1980,"; and

(2) by inserting before the period at the end thereof the following: ", not to exceed $1,500,000,000 on or after October 1, 1983, and by such sums as may be necessary on or after October 1, 1984,".

INCOME ELIGIBILITY

SEC. 213. Section 16(a) of the United States Housing Act of 1937 is amended by striking out "10 per centum" and inserting in lieu thereof "25 per centum".

DEMOLITION AND DISPOSITION OF PUBLIC HOUSING

SEC. 214. (a) The United States Housing Act of 1937 is amended by adding the following new section at the end thereof:

"DEMOLITION AND DISPOSITION OF PUBLIC HOUSING

"SEC. 18. (a) The Secretary may not approve an application by a public housing agency for permission, with or without financial assistance under this Act, to demolish or dispose of a public housing project or a portion of a public housing project unless the Secretary has determined that—

"(1) in the case of an application proposing demolition of a public housing project or a portion of a public housing project, the project or portion of the project is obsolete as to physical condition, location, or other factors, making it unusable for housing purposes, or no reasonable program of modifications is feasible to return the project or portion of the project to useful life; or in the case of an application proposing the demolition of only a portion of a project, the demolition will help to assure the useful life of the remaining portion of the project; or

"(2) in the case of an application proposing disposition of real property of a public housing agency by sale or other transfer—

"(A)(i) the property's retention is not in the best interests of the tenants or the public housing agency because developmental changes in the area surrounding the project adversely affect the health or safety of the tenants or the feasible operation of the project by the public housing agency, because disposition allows the acquisition, development, or rehabilitation of other properties which will be more efficiently or effectively operated as lower income housing projects and which will preserve the total amount of lower income housing stock available in the community, or because of other factors which the Secretary determines are consistent with the best interests of the tenants and public housing agency and which are not inconsistent with other provisions of this Act; and

"(ii) for property other than dwelling units, the property is excess to the needs of a project or the disposition is incidental to, or does not interfere with, continued operation of a project; and

"(B) the net proceeds of the disposition will be used for (i) the payment of development cost for the project and for the retirement of outstanding obligations issued to finance original development or modernization of the project, and (ii) to the extent that any proceeds remain after the application of proceeds in accordance with clause (i), the provision of housing assistance for lower income families through such measures as modernization of lower income housing, or the acquisition, development, or rehabilitation of other properties to operate as lower income housing.

"(b) The Secretary may not approve an application or furnish assistance under this section under this Act unless—

"(1) the application from the public housing agency has been developed in consultation with tenants and tenant councils, if any, who will be affected by the demolition or disposition and contains a certification by appropriate local government officials that the proposed activity is consistent with the applicable housing assistance plan; and

"(2) all tenants to be displaced as a result of the demolition or disposition will be given assistance by the public housing agency and are relocated to other decent, safe, sanitary, and affordable housing, which is, to the maximum extent practicable, housing of their choice, including housing assisted under section 8 of this Act.

"(c) Notwithstanding any other provision of law, the Secretary is authorized to make available financial assistance for applications approved under this section using available annual contributions authorized under section 5(c).

"(d) The provisions of this section shall not apply to the conveyance of units in a public housing project for the purpose of providing homeownership opportunities for lower income families capable of assuming the responsibilities of homeownership.".

(b) Section 6(f) and section 14(f) of such Act are repealed.

FINANCING LIMITATIONS

SEC. 215. The United States Housing Act of 1937 is amended by adding at the end thereof the following:

"FINANCING LIMITATIONS

"SEC. 19. On and after October 1, 1983, the Secretary—

"(1) may only enter into contracts for annual contributions regarding obligations financing public housing projects authorized by section 5(c) if such obligations are exempt from taxation under section 11(b), or if such obligations are issued under section 4 and such obligations are exempt from taxation; and

"(2) may not enter into contracts for periodic payments to the Federal Financing Bank to offset the costs to the Bank of purchasing obligations (as described in the first sentence of section 16(b) of the Federal Financing Bank Act of 1973) issued by local public housing agencies for purposes of financing public housing projects authorized by section 5(c) of this Act.".

EMERGENCY SHELTER PROGRAM

SEC. 216. There are authorized to be appropriated not to exceed $60,000,000 for fiscal year 1984 for the Secretary to make grants to States, units of general local government, and Indian tribes, and nonprofit organizations which will operate programs on behalf of such units of general local government and Indian tribes, for the provision of shelter and essential services for individuals who are subject to life-threatening situations because of their lack of housing. Such grants shall be awarded on the basis of the extent of the need for emergency housing in the area where the project is, or will be, located, taking into account regional variations in the cost of providing shelter. Such grants may be used to rehabilitate existing structures in order to provide basic shelter, to maintain structures providing such shelter, to pay for utilities and the furnishing of such shelters, to provide for any health and safety measures that are required to protect the individuals using such shelter, and for any activity described in section 105(a) of the Housing and Community Development Act of 1974 that is consistent with the purposes of this paragraph. A structure which is rehabilitated with assistance under this paragraph shall be used for emergency housing for a period of not less than 3 years after such rehabilitation. In providing grants under this paragraph, the Secretary shall take into consideration the special needs of families and single women.

OPERATING ASSISTANCE FOR TROUBLED MULTIFAMILY HOUSING PROJECTS

SEC. 217. (a)(1) Section 201(a) of the Housing and Community Development Amendments of 1978 is amended by inserting before the period at the end thereof the following: ", without regard to whether such projects are insured under the National Housing Act".

(2) Section 201(b) of such Act is amended by inserting before the period at the end thereof the following: ", without regard to whether such projects are insured under the National Housing Act".

(3) Section 201(c)(1)(A) of such Act is amended by striking out the first semicolon and all that follows through "1979".

(b)(1) Section 201(a) of such Act is amended by striking out "or under" and inserting in lieu thereof ", the United States Housing Act of 1937, or".

(2) Section 201(c)(1) of such Act is amended—

(A) by striking out "or" at the end of subparagraph (A);

(B) by redesignating subparagraph (B) as subparagraph (C); and

(C) by inserting after subparagraph (A) the following new subparagraph:

"(B) is assisted under section 8 of the United States Housing Act of 1937 following conversion to such assistance from assistance under section 236 of the National Housing Act or section 101 of the Housing and Urban Development Act of 1965; or".

(c) Section 236(f)(3) of the National Housing Act is amended by striking out "September 30, 1982" and inserting in lieu thereof "September 30, 1985".

SECTION 236 ASSISTANCE

SEC. 218. (a) Section 236(f) of the National Housing Act is amended by adding at the end thereof the following:

"(4) To ensure that eligible tenants occupying that number of units with respect to which assistance was being provided under this subsection immediately prior to the date of enactment of this sentence receive the benefit of assistance contracted for under paragraph (2), the Secretary shall offer annually to amend contracts entered into under this subsection with owners of projects assisted but not subject to mortgages insured under this section to provide sufficient payments to cover up to 90 per centum of the necessary rent increases and changes in the incomes of eligible tenants, subject to the availability of authority for such purpose under section 5(c) of the United States Housing Act of 1937. The Secretary shall take such actions as may be necessary to ensure that payments, including payments that reflect necessary rent increases and changes in the incomes of tenants, are made on a timely basis for all units covered by contracts entered into under paragraph (2).".

(b) Section 236(i)(1) of such Act is amended by adding at the end thereof the following new sentence: "The Secretary shall utilize, to the extent necessary after September 30, 1984, any authority under this section that is recaptured either as the result of the conversion of housing projects covered by assistance under subsection (f)(2) to contracts for assistance under section 8 of the United States Housing Act of 1937 or otherwise for the purpose of making assistance payments, including amendments as provided in subsection (h), with respect to housing projects assisted, but not subject to mortgages insured, under this section that remain covered by assistance under subsection (f)(2).".

RENT SUPPLEMENT PROGRAM

SEC. 219. (a) Section 101(g) of the Housing and Urban Development Act of 1965 is amended by adding at the end thereof the following: "To ensure that qualified tenants occupying that number of units with respect to which assistance was being provided under this section immediately prior to the date of enactment of this sentence receive the benefit of assistance contracted for under this section, the Secretary shall offer annually to amend contracts entered into with owners of projects assisted under this section but not subject to mortgages insured under title II of the National Housing Act to provide sufficient payments to cover up to 90 per centum of the necessary rent increases and changes in the incomes of qualified tenants, subject to the availability of authority for such purpose under section 5(c) of the United States Housing Act of 1937. The Secretary shall take such actions as may be necessary to ensure that payments, including payments that reflect necessary rent increases and changes in the incomes of tenants, are made on a timely basis for all units covered by contracts entered into under this section.".

(b) Section 101(l) of such Act is amended by adding at the end thereof the following new sentence: "The Secretary shall utilize, to the extent necessary after September 30, 1984, any authority under this section that is recaptured either as the result of the conversion of housing projects covered by assistance under this section to contracts for assistance under section 8 of the United States Housing Act of 1937 or otherwise (1) for the purpose of making assistance payments, including amendments as provided in subsection (g), with respect to housing projects assisted under this section, but not subject to mortgages insured under the National Housing Act, that remain covered by assistance under this section; and (2) if not required to provide assistance under this section, and notwithstanding any other provision of law, for the purpose of contracting for assistance payments under section 236(f)(2) of the National Housing Act.".

REPORT REGARDING HOUSING NEIGHBORHOOD STRATEGY AREA PROGRAM

SEC. 220. Not later than the expiration of the one hundred twenty-day period following the date of the enactment of this Act, the Secretary shall transmit to the Congress a report with respect to the program established by the Secretary to provide assistance under section 8 of the United States Housing Act of 1937 to units of general local government in areas where concentrated housing and community development block-grant assisted physical development and public service activities are conducted under title I of the Housing and Community Development Act of 1974. Such report shall include the following information for each unit of general local government selected to participate in such program:

(1) the total number of dwelling units located in such unit of general local government that have been initially reserved by the Secretary for assistance under such program, and any subsequent revision of such number;

(2) the total amount of funds pledged by such unit of general local government for all public improvements and services, and actual and future expenditures, in connection with such program;

(3) the status of the dwelling units located in such unit of general local government that have been initially reserved by the Secretary for assistance under such program, including the number of units completed and occupied;

(4) the total number of dwelling units required to complete each local program, as estimated by such unit of general local government; and

(5) the total number of local programs considered completed by such unit of general local government.

CONSIDERATION OF UTILITY PAYMENTS MADE BY TENANTS IN ASSISTED HOUSING

SEC. 221. Notwithstanding any other provision of law, for purposes of determining eligibility, or the amount of benefits payable, under chapter A of title IV of the Social Security Act, any utility payment, up to the utility allowance, made by a person living in a dwelling unit in a lower income housing project assisted under the United States Housing Act of 1937 or section 236 of the National Housing Act shall be considered to be a rental payment.

PUBLIC HOUSING CHILD CARE DEMONSTRATION PROGRAM

SEC. 222. (a) The Secretary of Housing and Urban Development (hereinafter referred to as the "Secretary") shall carry out a demonstration program to determine the feasibility of using public housing facilities in the provision of child care services for lower income families who reside in public housing. The Secretary shall design such program to determine the extent to which the availability of child care services in lower income housing projects facilitates the employability of the heads of such families and their spouses.

(b) To carry out the demonstration under this section, the Secretary shall authorize the use of public housing agency facilities located in areas where—

(1) the units of general local government have indicated that funds under title I of the Housing and Community Development Act of 1974 will be made available to make minor renovations to the facilities to make them suitable for use as child care facilities, and to support child care services in such facilities;

(2) the public housing agency does not have a child care services program in operation prior to the demonstration program under this section;

(3) the proposed child care services program will serve preschool children during the day, elementary school children after school, or both, in order to permit eligible persons who head the families of such children to obtain, retain, or train for employment;

(4) the proposed child care services program of such public housing agency is designed, to the extent practicable, to involve the participation of the parents of children benefiting from such program, and to employ in part-time positions elderly individuals who reside in the lower income housing project involved; and

(5) the proposed child care services program of such public housing agency will comply with all applicable State and local laws, regulations, and ordinances.

(c) The Secretary shall conduct periodic evaluations of each child care services demonstration carried out under this section for purposes of determining the effectiveness of such demonstration in providing child care services and permitting eligible persons who head lower income families and their spouses residing in public housing to obtain, retain, or train for employment.

(d) Nothing in this section may be construed as authorizing the Secretary to establish any health, safety, educational, or other standards with respect to child care services or facilities assisted with grants received under this section.

(e) Not later than the expiration of the two-year period following the date of enactment of this Act, the Secretary shall prepare and submit to the Congress a detailed report setting forth the findings and conclusions of the Secretary as a result of carrying out the demonstration program established in this section. Such report shall include any recommendations of the Secretary with respect to the establishment of a permanent program of using public housing facilities to be used in providing child care services in lower income housing projects.

HOUSING FOR THE ELDERLY AND HANDICAPPED

SEC. 223. (a)(1) Section 202(a)(3) of the Housing Act of 1959 is amended by inserting the following before the period at the end thereof: ", except that such interest rate plus such allowance shall not exceed 9.25 per centum per annum".

(2) The amendment made by paragraph (1) shall apply only with respect to loan agreements entered into after September 30, 1982, and prior to October 1, 1984.

(b) Section 202(a)(4)(B)(i) of such Act is amended—

(1) by striking out "and" after "1980," in the first sentence; and

(2) by inserting ", to $6,400,000,000 on October 1, 1983, and to such sum as may be approved in an appropriation Act on October 1, 1985," after "1981".

(c) Section 202(a)(4)(C) of such Act is amended by striking out "$850,848,000" and "1982" in the second sentence and inserting in lieu thereof "$666,400,000" and "1984", respectively.

(d) Section 202(h) of such Act is amended—

(1) by striking out "1978" and inserting in lieu thereof "1983";

(2) by inserting before the period at the end of the first sentence the following: ", and persons described in subparagraphs (B) and (C) of subsection (d)(4) who have been released from residential health treatment facilities";

(3) in paragraph (1), by striking out "handicapped persons" and inserting in lieu thereof "persons described in the first sentence of this subsection";

(4) in paragraph (2), by striking out "handicapped persons" and inserting in lieu thereof "persons described in the first sentence of this subsection who are";

(5) in paragraph (1), by striking out "and" at the end thereof;

(6) in paragraph (2), by striking out the period at the end thereof and inserting in lieu thereof "; and".

(e) Section 202 of such Act is amended by adding at the end thereof the following new subsections:

"(i)(1) Unless otherwise requested by the sponsor, a maximum of 25 per centum of the units in a project financed under this section may be efficiency units, subject to a determination by the Secretary that such units are appropriate for the elderly or handicapped population residing in the vicinity of such project or to be served by such project.

"(2) The Secretary may require a sponsor of a housing project financed with a loan under this section to deposit an amount not to exceed $10,000 in a special escrow account to assure the commitment and long-term management capabilities of such sponsor.

"(3) In establishing per unit cost limitations for purposes of this section, the Secretary shall take into account design features necessary to meet the needs of elderly and handicapped residents, and such limitations shall reflect the cost of providing such features. The Secretary shall adjust the per unit cost limitations in effect on January 1, 1983, not less than once annually to reflect changes in the general level of construction costs.

"(j)(1) The Secretary may not approve the prepayment of any loan made under this section, or transfer such loan, unless such prepayment or transfer is made as part of a transaction that will ensure that the project involved will continue to operate until the original maturity date of such loan in a manner that will provide rental housing for the elderly and handicapped on terms at least as advantageous to existing and future tenants as the terms required by the original loan agreement entered into under this section and any other loan agreements entered into under other provisions of law.

"(2) The Secretary may not sell any mortgage held by the Secretary as security for a loan made under this section.

"(k)(1) In the process of selecting projects for loans under this section, the Secretary shall assure the inclusion of special design features and congregate space if necessary to meet the special needs of elderly and handicapped residents.

"(2) The Secretary shall encourage the provision of small and scattered site group homes and independent living facilities for nonelderly handicapped persons and families.

"(l) The basis for selection of a contractor to be employed in the development or construction of a project assisted under this section shall be determined by the project sponsor or borrower if the development cost of the project is less than $2,000,000, if the project rentals will be less than 110 per centum of the fair market rent applicable to projects financed under this section, or if the sponsor of the project is a labor organization.

"(m) Nothing in this section authorizes the Secretary to prohibit any sponsor from voluntarily providing funds from other sources for amenities and other features of appropriate design and construction suitable for inclusion in such project if the cost of such amenities is (1) not financed with the loan, and (2) not taken into account in determining the amount of Federal subsidy or of the rent contribution of tenants.".

CONGREGATE SERVICES

SEC. 224. (a) Section 408 of the Congregate Housing Services Act of 1978 is amended by adding at the end thereof the following new subsection:

"(c) Not later than March 15, 1984, the Secretary shall prepare and submit to the Congress a report evaluating the effects of any changes in the administration of the congregate housing services program established in this title which have occurred since January 1, 1983. Such report shall include an evaluation by the Secretary of the reorganization or decentralization of the administration of such program, and any legislative recommendations of the Secretary for the establishment of a permanent congregate housing services program and the reasons for such recommendations.".

(b) Section 411(a) of the Congregate Housing Services Act of 1978 is amended—

(1) by striking out "and" at the end of paragraph (3);

(2) by striking out the period at the end of paragraph (4); and

(3) by adding the following at the end thereof:

"(5) for fiscal year 1984, not to exceed $4,000,000; and

"(6) for fiscal year 1985, such sums as may be necessary.".

DEMONSTRATION PROJECT

SEC. 225. (a) The Congress finds that—

(1) the Department of Health and Human Services spends in excess of $5,000,000,000 annually for housing in the form of allowances for shelter for public assistance recipients;

(2) States administering the Department of Health and Human Services public assistance program often specify shelter allowances that have little relationship to the cost or the quality of the housing in which public assistance recipients live;

(3) at least 30 per centum of public assistance recipients live in substandard housing;

(4) the older rental buildings in which many public assistance recipients live are in those neighborhoods that need the assistance of the programs of the Department of Housing and Urban Development for preservation and rehabilitation; and

(5) there is the potential for improving housing for many lower income families by coordinating State and local government efforts in order to assure that families receiving public assistance payments from the Department of Health and Human Services are able to live in decent, safe, and sanitary housing.

(b) The purpose of this section, therefore, is to provide assistance to units of general local government and their designated agencies in order to develop a program that will—

(1) encourage the upgrading of housing occupied primarily by lower income families, including families receiving assistance under the aid for families with dependent children program established under title IV of the Social Security Act; and

(2) provide for better coordination at the local level of the efforts to assist families receiving public assistance from the Department of Health and Human Services so that these families will be able to occupy affordable housing that is decent, safe, and sanitary and that, if necessary, is rehabilitated with funds provided by the Department of Housing and Urban Development.

(c) The Secretary of Housing and Urban Development (hereafter referred to in this section as the "Secretary") shall, to the extent approved in appropriation Acts, establish and maintain a demonstration project to carry out the purpose described in subsection (b).

(d) In carrying out such project, the Secretary shall make grants to units of general local government, or designated agencies thereof, to carry out administrative plans approved by the Secretary in accordance with subsection (e), and the Secretary may make grants to States to provide technical assistance for the purpose of assisting such units of general local government to develop and carry out such plans.

(e)(1) Grants may be made to States and units of general local government and agencies thereof that apply for them in a manner and at a time determined by the Secretary and that, in the case of units of general local government and their agencies, are selected on the basis of an administrative plan described in such application.

(2) No such administrative plan shall be selected by the Secretary unless it sets forth a plan for local government activities that are designed to—

(A) require or encourage owners of rental housing occupied by lower income families to bring such housing into compliance with local housing codes;

(B) provide technical assistance, loans, or grants to assist owners described in subparagraph (A) to undertake cost-effective improvements of such housing;

(C) work with the State to establish and implement a schedule of local shelter allowances for recipients of assistance under title IV of the Social Security Act based on building quality that will be applicable to buildings involved in this program; and

(D) coordinate local housing inspection, housing rehabilitation loan or grant assistance, rental assistance, and social service programs for the purpose of improving the quality and affordability of housing for lower income families.

(3) Funds received from any grant made by the Secretary to a unit of general local government shall be made available for use according to the administrative plans and may be used for—

(A) technical assistance or financial assistance to property owners to upgrade housing projects described in paragraph (2)(A) of this subsection;

(B) temporary rental assistance to families who live in buildings assisted under this program and who are eligible for, but are not receiving, assistance under section 8 of the United States Housing Act of 1937, except that such families shall not include families receiving assistance under title IV of the Social Security Act, and the amount of such rental assistance may not exceed 20 per centum of each grant received under this section;

(C) housing counseling and referral and other housing related services;

(D) expenses incurred in administering the program carried out with funds received under this section, except that such expenses may not exceed 10 per centum of the grant received under this section; and

(E) other appropriate activities that are consistent with the purposes of this section and that are approved by the Secretary.

(f) Any recipient of a grant from the Secretary under this section shall agree to—

(1) contribute to the program an amount equal to 15 per centum of the funds received from the Secretary under this section, and the Secretary shall permit the recipient to meet this requirement by the contribution of the value of services carried out specifically in connection with the program assisted under this section;

(2) permit the Secretary and the General Accounting Office to audit its books in order to assure that the funds received under this section are used in accordance with the section; and

(3) other terms and conditions prescribed by the Secretary for the purpose of carrying out this section in an effective and efficient manner.

(g) In making grants available under this section, the Secretary shall select as recipients at least 20 units of general local government (or their designated agencies). The selection of proposals for funding shall be based on criteria that result in a selection of projects that will enable the Secretary to carry out the purpose of this section in an effective and efficient manner and provide a sufficient amount of data necessary to make an evaluation of the demonstration project carried out under this section.

(h)(1) Not later than June 1, 1984, the Secretary shall transmit to the Congress an interim report on the implementation of the demonstration under this section.

(2) The Secretary shall transmit, not later than October 1, 1985, to both Houses of the Congress a detailed report concerning the findings and conclusions that have been reached by the Secretary as a result of carrying out this section, along with any legislative recommendations that the Secretary determines are necessary.

(i) To carry out this section, there are authorized to be appropriated not to exceed $10,000,000 during fiscal year 1984, and not to exceed $15,000,000 during fiscal year 1985, to remain available until expended.

SECTION 235 HOMEOWNERSHIP ASSISTANCE

SEC. 226. (a) Section 235(c)(1) of the National Housing Act is amended—

(1) by striking out "The" in the first sentence and inserting in lieu thereof "Subject to the second sentence of this paragraph, the"; and

(2) by inserting after the first sentence the following new sentence: "Assistance payments pursuant to any new contract entered into after September 30, 1983, that utilizes authority approved in appropriation Acts for any fiscal year beginning after such date may not be made for more than a 10-year period.".

(b) Section 235(c) of such Act is amended by adding at the end thereof the following new paragraph:

"(3)(A) There hereby is established in the Treasury of the United States a fund, which, to the extent approved in appropriation Acts, may be used by the Secretary for purposes of carrying out subparagraph (B). There shall be deposited into such fund (i) any amount recaptured under paragraph (2); (ii) any authority to make assistance payments under subsection (a) that is committed for use in a contract but is unused because the mortgage, loan, or advance of credit involved is refinanced or because such assistance payments are terminated or suspended for other reasons before the original termination date of such contract; and (iii) any amount received under subparagraph (C).

"(B) In the case of any homeowner whose assistance payments are terminated by reason of the 10-year limitation referred to in paragraph (1), and who is determined by the Secretary to be unable to assume the full payments due under the mortgage, loan, or advance of credit involved, the Secretary shall, to the extent of the availability of amounts in the fund established in subparagraph (A), contract to make, and make, continued assistance payments on behalf of such homeowner. Such continued assistance payments shall be made in an amount determined in accordance with the applicable provisions of paragraph (1) or subsection (a)(2)(B) and for such period as the Secretary determines to be appropriate.

"(C) Any amounts in such fund determined by the Secretary to be in excess of the amounts currently required to carry out the provisions of subparagraph (B) shall be invested by the Secretary in obligations of, or obligations guaranteed as to both principal and interest by, the United States or any agency of the United States.".

(c) Section 235(h)(1) of such Act is amended—

(1) by striking out "and" after "1971," in the second sentence;

(2) by inserting the following before the period at the end of such sentence: ", and by such sums as may be approved in an appropriation Act on or after October 1, 1983 (from the additional authority to enter into contracts made available on such date under the first sentence of section 5(c)(1) of the United States Housing Act of 1937)"; and

(3) by inserting the following new sentences after the second sentence: "The aggregate amount that may be obligated over the duration of the contracts entered into with the authority provided on or after October 1, 1983, may not exceed such sums of new budget authority as may be appropriated after the date of enactment of this sentence. The Secretary shall begin issuing new commitments and reservations to provide mortgage insurance and assistance payments under this section before the expiration of the 30-day period following the approval in any appropriation Act of budget authority for this section after the date of the enactment of this sentence.".

(d) Section 235(i) of such Act is amended—

(1) in paragraph (3)(A)—

(A) by striking the word "two-family" and inserting "three-family" in lieu thereof; and

(B) by inserting the words "or a two-family" before the word "dwelling" the first time it appears;

(2) in paragraph (3)(D)—

(A) by inserting the words "or three-family" before the word "dwelling";

(B) by striking the figure "$55,000" and inserting "$60,000" in lieu thereof; and

(C) by striking the figure "$61,250" and inserting "$66,250" in lieu thereof; and

(3) by adding at the end thereof the following new paragraphs:

"(4) In insuring eligible mortgages under this subsection, the Secretary may not deny insurance on the basis that a mortgage involves a two- to three-family dwelling or is to be used to finance substantial rehabilitation rather than new construction.

"(5) As a condition of insuring a mortgage on a two- to three-family dwelling, the Secretary shall require the mortgagor (A) not to discriminate against prospective tenants on the basis of their receipt of or eligibility for housing assistance under any Federal, State or local housing assistance program and (B) to agree that during the term of the mortgage each of the rental units shall be occupied by, or available for occupancy by, persons and families whose incomes do not exceed 100 per centum of the area median income.".

(e) Section 235(j) of such Act is amended—

(1) in paragraph (6) by striking out "two-family" and inserting "two- to three-family" in lieu thereof; and

(2) by adding at the end thereof the following new paragraph:

"(9) In insuring eligible mortgages under this subsection, the Secretary may not deny insurance on the basis that a mortgage involves a two- to three-family dwelling or is to be used to finance substantial rehabilitation rather than new construction.".

PET OWNERSHIP IN ASSISTED RENTAL HOUSING FOR THE ELDERLY OR HANDICAPPED

SEC. 227. (a) No owner or manager of any federally assisted rental housing for the elderly or handicapped may—

(1) as a condition of tenancy or otherwise, prohibit or prevent any tenant in such housing from owning common household pets or having common household pets living in the dwelling accommodations of such tenant in such housing; or

(2) restrict or discriminate against any person in connection with admission to, or continued occupancy of, such housing by reason of the ownership of such pets by, or the presence of such pets in the dwelling accommodations of, such person.

(b)(1) Not later than the expiration of the twelve-month period following the date of the enactment of this Act, the Secretary of Housing and Urban Development and the Secretary of Agriculture shall each issue such regulations as may be necessary to ensure (A) compliance with the provisions of subsection (a) with respect to any program of assistance referred to in subsection (d) that is administered by such Secretary; and (B) attaining the goal of providing decent, safe, and sanitary housing for the elderly or handicapped.

(2) Such regulations shall establish guidelines under which the owner or manager of any federally assisted rental housing for the elderly or handicapped (A) may prescribe reasonable rules for the keeping of pets by tenants in such housing; and (B) shall consult with the tenants of such housing in prescribing such rules. Such rules may consider factors such as density of tenants, pet size, types of pets, potential financial obligations of tenants, and standards of pet care.

(c) Nothing in this section may be construed to prohibit any owner or manager of federally assisted rental housing for the elderly or handicapped, or any local housing authority or other appropriate authority of the community where such housing is located, from requiring the removal from any such housing of any pet whose conduct or condition is duly determined to constitute a nuisance or a threat to the health or safety of the other occupants of such housing or of other persons in the community where such housing is located.

(d) For purposes of this section, the term "federally assisted rental housing for the elderly or handicapped" means any rental housing project that—

(1) is assisted under section 202 of the Housing Act of 1959; or

(2) is assisted under the United States Housing Act of 1937, the National Housing Act, or title V of the Housing Act of 1949, and is designated for occupancy by elderly or handicapped families, as such term is defined in section 202(d)(4) of the Housing Act of 1959.

TITLE III—RENTAL HOUSING REHABILITATION AND DEVELOPMENT PROGRAM

RENTAL REHABILITATION AND DEVELOPMENT GRANTS

SEC. 301. The United States Housing Act of 1937 is amended by inserting before section 18 the following:

"RENTAL REHABILITATION AND DEVELOPMENT GRANTS

"SEC. 17. (a) PROGRAM AUTHORITY.—(1) REHABILITATION AND DEVELOPMENT GRANTS.—The Secretary is authorized—

"(A) to make rental rehabilitation grants to States and units of general local government to help support the rehabilitation of privately owned real property to be used for primarily residential rental purposes in accordance with subsection (c); and

"(B) to make development grants for new construction or substantial rehabilitation in accordance with subsection (d).

"(2) AUTHORITY TO RESERVE HOUSING ASSISTANCE.—In connection with a grant under this section, the Secretary may reserve authority to provide housing assistance under section 8(o) to the extent necessary—

"(A) to provide housing assistance to persons displaced by activities under this section; or

"(B) to support the grantee's program.

"(3) AUTHORIZATION.—To carry out the purposes of this section the Secretary may utilize not to exceed $615,000,000, as provided in section 5(c) for fiscal years 1984 and 1985, of which amount—

"(A) not to exceed $150,000,000 shall be available in each such year for rental rehabilitation, of which $1,000,000 shall be available each year for technical assistance; and

"(B) not to exceed $200,000,000 for fiscal year 1984, and $115,000,000 for fiscal year 1985, shall be available for development grants.

"(b) DISTRIBUTION OF RENTAL REHABILITATION GRANT FUNDS.—(1) FORMULA ALLOCATION.—Of the amount available in any fiscal year for rehabilitation grants under this section, the Secretary shall allocate amounts for rehabilitation grants under subsection (c) to cities having populations of fifty thousand or more, urban counties, and States for use as provided in subsection (e), on the basis of a formula which shall be contained in a regulation proposed by the Secretary not later than sixty days after the effective date of this section. Such regulation shall be accompanied by the specific fund allocation for fiscal year 1984 for individual cities, urban counties, and States which would result from the proposed formula and any adjustments under paragraph (2). The formula contained in the regulation shall take into account objectively measurable conditions, including such factors as low income renter population, overcrowding of rental housing, the extent of physically inadequate housing stock, and such other objectively measurable conditions as the Secretary deems appropriate to reflect the need for assistance under this section, but excluding data relating to such factors which pertain to areas eligible for assistance under title V of the Housing Act of 1949.

"(2) ADJUSTMENTS.—Before an allocation determined under paragraph (1) for any fiscal year is made available for use the Secretary may adjust the allocation as follows:

"(A) The Secretary is authorized to establish minimum allocation amounts for cities and urban counties, representing program levels below which, in the Secretary's determination, conduct of a rental rehabilitation program would not be feasible. The amount of any allocation which is below this minimum shall be added to the allocation for the State in which the city or county is located and shall be available in accordance with subsection (e).

"(B) Beginning with fiscal years after fiscal year 1984, the Secretary is authorized to adjust the allocation for a city, urban county, or State administering a rental rehabilitation program as provided in subsection (f), by up to 15 per centum above or below the amount of such allocation, based on an annual review of performance in carrying out activities under this section in a timely manner and in achieving the result that at least 80 per centum of the units rehabilitated with assistance under this section in all program years have rents which are and remain at a level which would be affordable by lower income families. The last sentence of subparagraph (A) shall not apply to an allocation which is below the minimum amount described therein by reason of an adjustment under this subparagraph. The Secretary shall establish by regulation performance criteria for purposes of this subparagraph.

"(3) REALLOCATION.—After the allocation of rehabilitation grant amounts, the Secretary is authorized to reallocate such amounts among grantees on the basis of the Secretary's assessment of the progress of grantees in carrying out activities under this section in accordance with their specified schedules. Reallocations under this paragraph shall be designed to encourage use of these resources expeditiously, consistent with the sound development and administration of the grantees' rental rehabilitation programs.

"(4) RECAPTURE.—Any rental rehabilitation grant amounts which are not obligated at the end of any fiscal year shall be added to the amount available for allocation for such grants for the succeeding fiscal year.

"(c) GRANTS FOR MODERATE REHABILITATION.—(1) PROGRAM DESCRIPTION.—A rehabilitation grant may be made under this section on the basis of satisfactory information provided in a program description which shall be submitted by the grantee at such time and in such manner as the Secretary may prescribe and which shall contain—

"(A) a description of the grantee's proposed rental rehabilitation program, which shall consist of the activities each grantee proposes to undertake for the fiscal year, including the grantee's anticipated schedule in carrying out those activities, or, in case of a State distributing resources as provided in subsection (e), its proposed method of distributing the resources, which shall have been made available to the public;

"(B) a certification that the grantee's program was developed after consultation with the public;

"(C) a statement of the procedures and standards which will govern selection of proposals by the grantee, which procedures and standards shall take into account the extent to which the proposal represents the efficient use of Federal resources and the extent to which the housing units involved will be adequately maintained and operated with rents at the levels proposed;

"(D) an estimate of the effect of the proposed program on neighborhood preservation;

"(E) evidence demonstrating the financial feasibility of the proposed program, including the availability of non-Federal and private resources and including evidence that the projects to be selected for rehabilitation will be located in neighborhoods where rents are generally affordable to lower income families and that the character of the neighborhood indicates that such rents will not materially change over an extended period; and

"(F) such other information as the Secretary shall prescribe.

"(2) PROGRAM REQUIREMENTS.—A rental rehabilitation program assisted under this section shall provide that—

"(A) grant assistance shall only be used to rehabilitate real property to be used for primarily residential rental purposes;

"(B) grants shall only be used to assist the rehabilitation of real property located in neighborhoods where the median income does not exceed 80 per centum of the median income for the area;

"(C) grant assistance for any structure shall not exceed 50 per centum of the total costs associated with the rehabilitation of that structure, as determined by the Secretary, except that where the Secretary determines that refinancing costs and the special nature of the project require a greater amount of assistance, the grant amount shall be limited to not to exceed 50 per centum of the development cost including acquisition;

"(D) rehabilitation assisted under this section shall only be that which is necessary to correct substandard conditions, to make essential improvements, and to repair major systems in danger of failure;

"(E) the amount of rental rehabilitation assistance provided under this section for any structure shall not exceed $5,000 per unit except as otherwise determined by the Secretary in areas of high material and labor costs where the grantee demonstrates that every appropriate step has been taken by the grantee to contain the amount of assistance within the limit set by this paragraph and that an exception is necessary to conduct a rehabilitation program while not exceeding the rehabilitation standards of subparagraph (D);

"(F) a structure may be assisted under this section only if the rehabilitation of such structure will not cause the involuntary displacement of very low-income families by families who are not very low-income families;

"(G) the owner of each assisted structure agrees—

"(i) not to discriminate against prospective tenants on the basis of their receipt of or eligibility for housing assistance under any Federal, State, or local housing assistance program or, except for a structure for housing for the elderly, on the basis that the tenants have a minor child or children who will be residing with them; and

"(ii) not to convert the units to condominium ownership (or in the case of a cooperative, to condominium ownership or any form of cooperative ownership not eligible for assistance under this section);

for at least 10 years beginning on the date on which the units in the project are completed;

"(H) the State or unit of general local government that receives the assistance certifies to the satisfaction of the Secretary that the assistance will be made available in conformity with Public Law 88-352 and Public Law 90-284; and

"(I) 100 per centum of the amount of assistance provided under this section shall be used by the grantee for the benefit of lower income families, except that such requirement shall be reduced to (i) 70 per centum if the grantee certifies in accordance with standards prescribed by the Secretary that such reduction is necessary, and that the grantee cannot develop a proposed program which complies with such requirement, after consultation with the public regarding the inability to develop a program which complies with such requirement, and (ii) to not less than 50 per centum where the Secretary determines that such further reduction is necessary.

"(3) SECRETARIAL RESPONSIBILITY.—The Secretary shall assure that—

"(A) an equitable share of the rehabilitation grants under this section is used to assist in the provision of housing for families, including large families with children; and

"(B) a priority shall be given to projects containing units in substandard condition which are occupied by very low-income families.

"(d) GRANTS FOR NEW CONSTRUCTION AND SUBSTANTIAL REHABILITATION.—

"(1) TYPES OF ASSISTANCE.—Development grant funds may be used by the grantee to make grants or loans, provide interest reduction payments, or furnish other comparable assistance to support the new construction or substantial rehabilitation of real property to be used primarily for residential rental purposes.

"(2) Area Eligibility.—To be eligible for development grants under this subsection, a project must be located in an area that is experiencing a severe shortage of decent rental housing opportunities for families and individuals without other reasonable and affordable housing alternatives in the private market. The Secretary shall issue regulations, consistent with the preceding sentence, that set forth minimum standards for determining areas eligible for assistance. Such standards shall be based on objectively measurable conditions, and shall take into account the extent of poverty, the extent of occupancy of physically inadequate housing by lower income families, the extent of housing overcrowding experienced by lower income families, the level and duration of rental housing vacancies, the extent of the lag between the estimated need for and production of rental housing, and other objectively measurable conditions specified by the Secretary consistent with the first sentence of this subsection. The Secretary shall propose regulations under this paragraph not later than 60 days after the date of enactment of this section and shall promptly transmit to the Congress such proposed regulations accompanied by a list of those areas which meet the minimum standards contained in such regulations. Any unit of government located in an area which meets such minimum standards is eligible to submit an application for a rental housing development grant under this section. The Secretary may also consider an application for a project to be located in an area which is not eligible under such standards where the Secretary determines that a project involving assistance for other than moderate rehabilitation is necessary in order to meet special housing needs or to advance a particular neighborhood preservation purpose.

"(3) Application.—A development grant may be made under this section on the basis of information provided in an application which shall be submitted by the grantee at such time and in such manner as the Secretary may prescribe. In addition to information relating to the selection criteria set forth in paragraph (5), the application shall contain—

"(A) a description of the grantee's proposed rental development program, which shall consist of the activities the grantee proposes to undertake for the fiscal year, including a specification of the grantee's anticipated schedule in carrying out those activities;

"(B) a certification that the grantee's program was developed after consultation with the public;

"(C) a statement of the procedures and standards which will govern selection of proposals by the grantee, which procedures and standards shall take into account the extent to which the proposal represents the efficient use of Federal resources and the extent to which the housing units involved will be adequately maintained and operated with rents maintained at the levels proposed;

"(D) an estimate of the effect of the proposed program on neighborhood preservation; and

"(E) such other information as the Secretary shall prescribe.

"(4) Program Requirements.—A rental development program assisted under this section shall provide that—

"(A) grant assistance shall be used to develop real property to be used for residential rental purposes only;

"(B) grant assistance for any structure shall not exceed 50 per centum of the total costs associated with the rehabilitation or development of that structure, as determined by the Secretary, except that where the Secretary determines that refinancing costs and the special nature of the project require a greater amount of assistance, the grant amount shall be limited to not to exceed 50 per centum of the development cost including acquisition;

"(C) a structure may be assisted under this section only if the development of such structure will not cause the involuntary displacement of very low-income families by families who are not very low-income families;

"(D) the owner of each assisted structure agrees—

"(i) not to discriminate against prospective tenants on the basis of their receipt of or eligibility for housing assistance under any Federal, State, or local housing assistance program or, except for a structure for housing for the elderly, on the basis that the tenants have a minor child or children who will be residing with them; and

"(ii) not to convert the units to condominium ownership (or in the case of a cooperative, to condominium ownership or any form of cooperative ownership not eligible for assistance under this section);

during the 20-year period beginning on the date on which the units in the project are available for occupancy;

"(E) the owner of each assisted structure agrees that, during the 20-year period beginning on the date on which 50 per centum of the units in the structure are occupied or completed, at least 20 per centum of the units the construction or substantial rehabilitation of which is provided for under the application shall be occupied, or available for occupancy by, persons and families whose incomes do not exceed 80 per centum of the area median income;

"(F) the structure—

"(i) will have a value after rehabilitation or construction that is not more than the amount of a mortgage on the structure that could be insured under section 207 of the National Housing Act; and

"(ii) is secured by a mortgage which bears a rate of interest and contains such other terms and conditions as the Secretary determines are reasonable;

"(G) the grantee must commence construction or substantial rehabilitation activities not later than 24 months after notice of project selection; and

"(H) the State or unit of general local government that receives the assistance certifies to the satisfaction of the Secretary that the assistance will be made available in conformity with Public Law 88-352 and Public Law 90-284.

"(5) PROJECT SELECTION.—In selecting projects to receive development grants, the Secretary shall make such selection on the basis of the extent—

"(A) of the severity of the shortage of decent rental housing opportunities in the area in which the project or projects are to be located for families and individuals without other reasonable and affordable housing alternatives in the private market;

"(B) of non-Federal public and private financial or other contributions that reduce the amount of assistance necessary under this section;

"(C) to which the project or projects contribute to neighborhood development and mitigate displacement;

"(D) to which the applicant has established a satisfactory record of performance in meeting assisted housing needs and has the capacity to undertake the program in a timely manner;

"(E) to which the assistance requested will provide the maximum number of units for the least cost to the Federal Government, taking into consideration the extent to which assistance provided will be recaptured and cost differences among different areas, among financing alternatives, and among the types of projects and tenants being served;

"(F) to which the grantee will establish a mechanism to assure the maintenance of affordable rentals for lower income families;

"(G) to which the applicant has demonstrated the financial feasibility of the proposed program, including the availability of non-Federal and private resources; and

"(H) to which an equitable share of the development grant funds under this section will be used to assist in the provision of housing for families, including large families with children.

"(6) Priorities.—In selecting projects for grants under this subsection, the Secretary shall give a priority to proposals involving projects—

"(A) which exceed the minimum requirements of paragraph (4)(E); and

"(B) in areas where the waiting lists for housing assistance are relatively long and where families holding certificates under section 8 require an excessive length of time to find housing.

"(7) Enforcement of Program Requirements.—(A) The grantee shall take appropriate legal action to enforce compliance with the requirements of this subsection by the owner of any assisted property or his or her successors in interest during the 20-year period beginning on the date on which 50 per centum of the units are occupied or are completed. For any violation of such agreements, the owner or his or her successors in interest shall make a payment to the grantee of an amount that equals the total amount of assistance provided under this title with respect to such project, plus interest thereon (without compounding), for each year and any fraction thereof that the assistance was outstanding, at a rate determined by the Secretary taking into account the average yield on outstanding marketable long-term obligations of the United States during the month preceding the date on which the assistance was made available. The amount of such assistance (and accrued interest) which is required to be repaid shall be reduced by 10 per centum for each full year in excess of 10 years which intervened between the commencement of the period and the violation. Any amounts recovered by the grantee shall be used to furnish assistance under this section.

"(B) Notwithstanding any other provision of law, any assistance provided under this subsection shall constitute a debt, which is payable in the case of any failure to carry out the agreements, and shall be secured by the security instruments provided by the owner to the grantee.

"(8)(A) Rent Provisions.—Rents charged for units available for occupancy by lower income families in any project assisted under this subsection shall be approved by the grantee. In approving such rents, the grantee shall provide that the rents of such units are not more than 30 per centum of the adjusted income of a family whose income equals 50 per centum of the median income for the area, as determined by the Secretary with adjustments for smaller and larger families. Not less than 30 days prior written notice of any increase in rents shall be provided to such tenants.

"(B) Any schedule of rents submitted by an owner to the grantee for approval shall be deemed to be approved unless the grantee informs the owner, within 60 days after receiving such schedule, that such schedule is disapproved.

"(9) Grant Amount.—The amount of a development grant provided under this subsection shall not be more than that amount which will provide decent rental or cooperative housing of modest design which is affordable for families and individuals without other reasonable and affordable housing alternatives in the private market, including an amount necessary to achieve compliance with paragraph (8)(A).

"(e) State Program.—(1) Except as provided in paragraph (2), the State shall administer resources made available under subsection (b)(2) for any fiscal year. These resources shall only be used to carry out activities under this section in cities with populations of less than fifty thousand and in urban counties and cities whose allocations are less than the minimum allocation amount established under subsection (b)(2), but may not be used in areas which are eligible for assistance under title V of the Housing Act of 1949. The State may use all or part of these resources (A) to carry out its own rental rehabilitation program, or (B) to distribute them to units of general local government. A city with a population over fifty thousand may, with the agreement of the State government, elect to contract with the State to administer the grant program under this section in any fiscal year.

"(2) States may elect not to administer resources made available under subsection (b)(2) of this section. This election shall be made in such manner and before such time as the Secretary may prescribe. The Secretary shall administer the resources available to any State exercising such an election in accordance with regulations and procedures prescribed by the Secretary, including the administration of grant programs of cities with populations over fifty thousand which elect not to administer their own program. Such regulations shall, to the maximum extent practicable, be comparable to those for cities and urban counties receiving resources under subsection (b).

"(3) A State may apply for and receive, on behalf of a unit of local government located in that State and with the concurrence of that unit of general local government, a rental development grant to be used in accordance with the provisions of subsection (d).

"(4) In any case in which the State is a grantee under any provision of this section, the Secretary shall require that the State take such actions as may be appropriate to assure compliance with the program requirements, owner agreements, and other provisions of this section.

"(f) APPLICABILITY OF REQUIREMENTS OR AGREEMENTS.—Requirements imposed by or agreements made with States and units of general local government regarding rents in structures assisted under this section (including requirements relating to the rents which may be charged after rehabilitation) shall not apply to a structure assisted under this section unless (1) such requirements are imposed or agreements are entered into pursuant to a State law or local ordinance of general applicability which was enacted and in effect in that jurisdiction prior to the date of enactment of this section, and (2) such requirements or agreements would apply generally to structures not assisted under this section.

"(g) RELOCATION.—The Secretary shall by regulation establish such standards governing reasonable relocation payments and other related assistance as the Secretary determines to be appropriate.

"(h) ADMINISTRATIVE EXPENSES.—Grantees receiving assistance under this section shall not deduct therefrom any amounts to cover administrative expenses incurred by them in carrying out their responsibilities under this section.

"(i) PRESERVATION, ENVIRONMENTAL POLICY, AND LABOR STANDARDS.—(1) The Secretary shall establish procedures which support national historic preservation objectives and which assure that, if any rehabilitation or development proposed to be assisted under this section would affect property which is included on the National Register of Historic Places or which is eligible for inclusion on the National Register of Historic Places, such activity shall not be undertaken unless (A) it will reasonably meet the standards issued by the Secretary of the Interior and the appropriate State historic preservation officer is afforded the opportunity to comment on the specific rehabilitation or development program, or (B) the Advisory Council on Historic Preservation is afforded an opportunity to comment on cases for which the grantee of assistance, in consultation with the State historic preservation officer, determines that the proposed activity cannot reasonably meet such standards or would adversely affect historic property as defined therein.

"(2) The Secretary's award and grantee's use of resources made available under this section shall be subject to section 104(f) of the Housing and Community Development Act of 1974.

"(3) A structure assisted under this section shall be treated as a project subject to a mortgage insured under section 220 of the National Housing Act for the purpose of section 212 of such Act.

"(j) FINANCING.—Subject to terms and conditions that are prescribed by the Secretary and are consistent with the purpose and other provisions of this section, any obligation issued by a State or local housing agency for the purpose of financing the development of a project or projects assisted under this section is hereby deemed an obligation that meets the requirements of, and has the benefits (including the benefit of interest earned with respect to the obligation being exempt from Federal taxation) associated with, an obligation described in section 11(b).

"(k) DEFINITIONS.—For the purpose of this section—

"(1) the term 'rehabilitation grant' means a grant to finance moderate rehabilitation;

"(2) the term 'development grant' means a grant to finance new construction or substantial rehabilitation;

"(3) the Secretary shall use the same population data and rules for designating cities and urban counties as apply under title I of the Housing and Community Development Act of 1974;

"(4) the term 'real property to be used primarily for residential rental purposes' includes cooperative or mutual housing which has a resale structure which enables the cooperative to maintain affordability for lower income families; and

"(5) the term 'grantee' means—

"(A) any city or urban county receiving resources under this section;

"(B) any State administering a rental rehabilitation or development program as provided in subsection (f); and

"(C) any unit of general local government which receives assistance from the Secretary as provided in subsection (f)(2).

The Secretary shall encourage cooperation by units of general local government in the administration of grants under this section by permitting consortia of geographically proximate units of general local government to apply for assistance on behalf of their members, including establishment of eligibility under subsection (b) for consortia whose combined populations exceed fifty thousand and which can otherwise meet the requirements of such subsection. Any amounts made available to such a consortium shall be deducted from the allocation to the State in which the units of general local government are located.

"(l) REVIEW AND AUDIT.—The Secretary shall, at least on an annual basis, make such reviews and audits as may be necessary or appropriate to determine—

"(1) where the grantee is a unit of general local government or a State carrying out its own program as provided in subsection (f)(1), whether the grantee has carried out its activities in a timely manner and in accordance with the requirements of this section, and has a continuing capacity to carry out those activities in a timely manner; and

"(2) where the grantee is a State distributing resources made available under this section to units of general local government as provided in subsection (e)(2), whether the State (A) has distributed such resources in a timely manner and in accordance with the requirements of this section, and (B) has made such reviews and audits of the units of general local government as may be necessary or appropriate to determine whether they have satisfied the performance criteria described in paragraph (1).

In addition to the adjustments based on performance authorized by subsection (b)(2), the Secretary may adjust, reduce, or withdraw resources made available to States and units of general local government receiving assistance under this section, or take other action as appropriate in accordance with the findings of these reviews and audits, except that resources already expended on eligible activities shall not be recaptured or deducted from future resources made available to the grantee. Any amounts which become available as a result of actions under this paragraph shall be reallocated in the year in which they become available to such grantee or grantees as the Secretary may determine.

"(m) PERFORMANCE REPORT.—Prior to the beginning of fiscal year 1985 and each fiscal year thereafter, each grantee shall submit to the Secretary a performance report concerning the activities carried out pursuant to this section, together with an assessment by the grantee of the relationship of these activities to the objectives of this section. Such report shall contain an analysis of the program's cost effectiveness, the type and income levels of tenants who benefit from the rehabilitation program, any tenant displacement resulting from the program, and any other information the Secretary may require. To facilitate this reporting requirement, each grantee shall require owners of property rehabilitated under this section to provide verified income data and other pertinent tenant demographic information as prescribed by the Secretary (to include household size and race) or to otherwise arrange for the collection of such information on an annual basis. The Secretary shall stipulate the format for such data collection to assure that such information can be aggregated at the national level to allow congressional oversight.

"(n) REPORT TO CONGRESS.—Prior to the beginning of fiscal year 1985 and each fiscal year thereafter, the Secretary shall provide a report to the Congress as to the overall progress of grantees in meeting the objectives of this section. Such report shall include an analysis of program costs, services delivered, beneficiaries, and the extent to which lower income tenants have been displaced as a result of rehabilitation assisted under this section.".

CONFORMING AMENDMENTS TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974

SEC. 302. (a) Section 105(a) of the Housing and Community Development Act of 1974 is amended—

(1) by striking out "and" at the end of clause (16);

(2) by striking out the period at the end of clause (17) and inserting in lieu thereof "; and"; and

(3) by adding at the end thereof the following:

"(18) the rehabilitation or development of housing assisted under section 17 of the United States Housing Act of 1937.".

(b) Section 107(d) of such Act is amended—

(1) by striking out "unless the applicant" in paragraph (1) and inserting in lieu thereof the following: "and no assistance may be made available under section 17 of the United States Housing Act of 1937 unless the grantee"; and

(2) by inserting "grantee or" before "applicant" in paragraph (3).

(c) Section 817 of such Act is amended—

(1) by striking out "and" after "1966,"; and

(2) by inserting after "and 1970" the following: ", and section 17 of the United States Housing Act of 1937".

CONFORMING AMENDMENTS TO THE NATIONAL HOUSING ACT

SEC. 303. (a) Section 244 of the National Housing Act is amended by adding at the end thereof the following:

"(h) Notwithstanding any other provision of this section, in the case of a mortgage insured under section 223(f) secured by property which is to be rehabilitated or developed under section 17 of the United States Housing Act of 1937, such coinsurance may include provisions that—

"(1) insurance benefits shall equal the sum of (A) 90 per centum of the mortgage on the date of institution of foreclosure proceedings (or on the date of acquisition of the property otherwise after default), and (B) 90 per centum of interest arrears on the date benefits are paid;

"(2) the mortgagee shall remit to the Secretary, for credit to the General Insurance Fund, 90 per centum of any proceeds of the property, including sale proceeds, net of the mortgagee's actual and reasonable costs related to the property and the enforcement of security;

"(3) payment of such benefits shall be made in cash unless the mortgagee submits a written request for debenture payment; and

"(4) the underwriter of coinsurance may reinsure 10 per centum of the mortgage amount with a private mortgage insurance company or with a State mortgage insurance agency.

No commitment for insurance pursuant to this subsection may be issued on or after October 1, 1985.".

(b) Section 223(f) of such Act is amended by adding at the end thereof the following:

"(5) In the case of any purchase or refinancing under this subsection involving property to be rehabilitated or developed under section 17 of the United States Housing Act of 1937, the Secretary may—

"(A) include rehabilitation or development costs of not to exceed $20,000 per unit, except that the Secretary may increase such amount by not to exceed 25 per centum for specific properties where cost levels so require;

"(B) permit subordinated liens securing up to the full amount of mortgage financing provided by State or local governments or agencies thereof; and

"(C) pay such benefits in cash unless the mortgagee submits a written request for debenture payment.".

TITLE IV—PROGRAM AMENDMENTS AND EXTENSIONS

PART A—FEDERAL HOUSING ADMINISTRATION MORTGAGE INSURANCE PROGRAMS

Subpart 1—General Authorities and Requirements

EXTENSION OF MORTGAGE INSURANCE PROGRAMS

SEC. 401. (a) Section 2(a) of the National Housing Act is amended by striking out "December 1, 1983" in the first sentence and inserting in lieu thereof "October 1, 1985".

(b) Section 217 of such Act is amended by striking out "November 30, 1983" and inserting in lieu thereof "September 30, 1985".

(c) Section 221(f) of such Act is amended by striking out "November 30, 1983" in the fifth sentence and inserting in lieu thereof "September 30, 1985".

(d)(1) Section 235(m) of such Act is amended by striking out "November 30, 1983" and inserting in lieu thereof "September 30, 1985".

(2) Section 235(q)(1) of such Act is amended by striking out "November 30, 1983" in the last sentence and inserting in lieu thereof "September 30, 1985".

(e) Section 244(d) of such Act is amended—

(1) by striking out "November 30, 1983" in the first sentence and inserting in lieu thereof "September 30, 1985";

(2) by striking out "December 1, 1983" in the second sentence and inserting in lieu thereof "October 1, 1985"; and

(3) by striking out the last two sentences.

(f) Section 245(a) of such Act is amended by striking out "November 30, 1983" in the last sentence and inserting in lieu thereof "September 30, 1985".

(g) Section 809(f) of such Act is amended by striking out "November 30, 1983" in the last sentence and inserting in lieu thereof "September 30, 1985".

(h) Section 810(k) of such Act is amended by striking out "November 30, 1983" in the last sentence and inserting in lieu thereof "September 30, 1985".

(i) Section 1002(a) of such Act is amended by striking out "November 30, 1983" in the last sentence and inserting in lieu thereof "September 30, 1985".

(j) Section 1101(a) of such Act is amended by striking out "November 30, 1983" in the last sentence and inserting in lieu thereof "September 30, 1985".

AMOUNT TO BE INSURED UNDER THE NATIONAL HOUSING ACT

SEC. 402. Section 531 of the National Housing Act is amended to read as follows:

"AMOUNT OF INSURED MORTGAGES

"SEC. 531. Notwithstanding any other provision of law and subject only to the absence of qualified requests for insurance, to the authority provided in title II, and to any funding limitation approved in appropriation Acts, the Secretary shall enter into commitments during each of the fiscal years 1984 and 1985 to insure mortgages under title II with an aggregate principal amount of $50,900,000,000.".

AUTHORIZATION OF APPROPRIATIONS TO COVER LOSSES TO THE GENERAL INSURANCE FUND

SEC. 403. Section 519(f) of the National Housing Act is amended—

(1) by inserting "such sums as may be necessary" after "appropriated"; and

(2) by striking out "not" and all that follows through "1981".

ELIMINATION OF REQUIREMENT THAT FEDERAL HOUSING ADMINISTRATION INTEREST RATES BE SET BY LAW

SEC. 404. (a) The Act entitled "An Act to amend chapter 37 of title 38 of the United States Code with respect to the veterans' home loan program, to amend the National Housing Act with respect to interest rates on insured mortgages, and for other purposes", approved May 7, 1968 (Pub. L. 90-301) is amended by striking out sections 3 and 4.

(b)(1) Section 2(b)(5) of the National Housing Act is amended to read as follows:

"(5) No insurance shall be granted under this section to any such financial institution with respect to any obligation representing any such loan, advance of credit, or purchase by it unless the obligation has such maturity, bears such insurance premium charges, and contains such other terms, conditions, and restrictions as the Secretary shall prescribe, in order to make credit available for the purpose of this title. Any such obligation with respect to which insurance is granted under this section shall bear interest at such rate as may be agreed upon by the borrower and the financial institution.".

(2) Section 203(b)(5) of such Act is amended to read as follows:

"(5) Bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee.".

(3) Section 203(k)(3)(B) of such Act is amended to read as follows:

"(B) bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee;".

(4) The first sentence of the first undesignated paragraph of section 207(c)(3) of such Act is amended to read as follows: "The mortgage shall provide for complete amortization by periodic payments within such term as the Secretary shall prescribe, and shall bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee.".

(5) The first sentence of section 213(d) of such Act is amended to read as follows: "Any mortgage insured under this section shall provide for complete amortization by periodic payments within such term as the Secretary may prescribe but not to exceed 40 years from the beginning of amortization of the mortgage, and shall bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee.".

(6) The second sentence of section 220(d)(4) of such Act is amended to read as follows: "The mortgage shall bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee and contain such terms and provisions with respect to the application of the mortgagor's periodic payment to amortization of the principal of the mortgage, insurance, repairs, alterations, payment of taxes, default reserves, delinquency charges, foreclosure proceedings, anticipation of maturity, additional and secondary liens, and other matters as the Secretary may in the Secretary's discretion prescribe.".

(7) Section 220(h)(2)(iii) of such Act is amended to read as follows:

"(iii) bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee;".

(8) Section 221(d)(5) of such Act is amended by striking out "(exclusive" and all that follows through "mortgage market" and inserting in lieu thereof the following: "at such rate as may be agreed upon by the mortgagor and the mortgagee".

(9) Section 231(c)(6) of such Act is amended to read as follows:

"(6) bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee; and".

(10) Section 232(d)(3)(B) of such Act is amended to read as follows:

"(B) bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee.".

(11) The first sentence of section 234(f) of such Act is amended to read as follows: "Any blanket mortgage insured under subsection (d) shall provide for complete amortization by periodic payments within such terms as the Secretary may prescribe but not to exceed 40 years from the beginning of amortization of the mortgage, and shall bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee.".

(12) Section 235(i)(3) of such Act is amended—

(A) by striking out "and" at the end of subparagraph (D);

(B) by striking out the period at the end of subparagraph (E) and inserting in lieu thereof "; and"; and

(C) by adding the following new subparagraph at the end thereof:

"(F) bear interest at a rate not to exceed such percent per annum on the amount of the principal obligation outstanding at any time as the Secretary finds necessary to meet the mortgage market, taking into consideration the yields on mortgages in the primary and secondary markets.".

(13) Section 240(c)(4) of such Act is amended to read as follows:

"(4) bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee;".

(14) Section 241(b)(3) of such Act is amended to read as follows:

"(3) bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee;".

(15) Section 242(d)(3)(B) of such Act is amended to read as follows:

"(B) bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee.".

(16) Section 1002(d)(2) of such Act is amended to read as follows:

"(2) bear interest at such rate as may be agreed upon by the mortgagor and the mortgagee, except that the Secretary may agree to a reasonable extension of the term of a mortgage, the maturity of which is limited by this paragraph to not more than 10 years, if the Secretary determines that unusual or unforeseen circumstances make such extension necessary to avoid undue hardship to the mortgagor;".

MINIMUM PROPERTY STANDARDS

SEC. 405. (a) Section 526 of the National Housing Act is amended—

(1) in the first sentence, by inserting ", other than manufactured homes," after "housing";

(2) by adding the following new sentence at the end thereof: "Following the effective date of this sentence, the energy performance requirements developed and established by the Secretary under this subsection for newly constructed residential housing, other than manufactured homes, shall be at least as effective in performance as the energy performance requirements incorporated in the minimum property standards that were in effect under this subsection on September 30, 1982."; and

(3) by inserting "(a)" after the section designation and adding at the end thereof the following new subsection:

"(b) The Secretary may require that each property, other than a manufactured home, subject to a mortgage insured under this Act shall, with respect to health and safety, comply with one of the nationally recognized model building codes, or with a State or local building code based on one of the nationally recognized model building codes or their equivalent. The Secretary shall be responsible for determining the comparability of the State and local codes to such model codes and for selecting for compliance purposes an appropriate nationally recognized model building code where no such model code has been duly adopted or where the Secretary determines the adopted code is not comparable.".

(b) The section heading of section 526 of such Act is amended to read as follows: "MINIMUM PROPERTY STANDARDS".

TIME OF PAYMENT OF MORTGAGE INSURANCE PREMIUMS

SEC. 406. Section 530 of the National Housing Act is amended—

(1) by striking out "promptly upon their receipt from the borrower" and inserting in lieu thereof the following: (1) in the case of loans or mortgages respecting one- to four-family residences, promptly upon their receipt from the borrower, and (2) in any other case, promptly when due to the Secretary";

(2) by inserting "or due date, as appropriate," after "such receipt"; and

(3) by inserting "or after the due date, as appropriate," before "and ending".

MORTGAGE INSURANCE FOR AMERICAN SAMOA

SEC. 407. (a) Section 9 of the National Housing Act is amended by inserting "American Samoa," after "the Trust Territory of the Pacific Islands,".

(b) Section 201(d) of such Act is amended by inserting "American Samoa," after "the Trust Territory of the Pacific Islands,".

(c) Section 207(a)(7) of such Act is amended by inserting "American Samoa," after "the Trust Territory of the Pacific Islands,".

ASSIGNMENT OF SECTION 221(g)(4) MORTGAGES TO GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

SEC. 408. Section 221(g)(4) of the National Housing Act is amended by inserting "(A)" after the paragraph designation and by adding the following new subparagraph at the end thereof:

"(B) In processing a claim for insurance benefits under this paragraph, the Secretary may direct the mortgagee to assign, transfer, and deliver the original credit instrument and the mortgage securing it directly to the Government National Mortgage Association in lieu of assigning, transferring, and delivering the credit instrument and the mortgage to the Secretary. Upon the assignment, transfer, and delivery of the credit instrument and the mortgage to the Association, the mortgage insurance contract shall terminate and the mortgagee shall receive insurance benefits as provided in subparagraph (A). The Association is authorized to accept such loan documents in its own name and to hold, service, and sell such loans as agent for the Secretary. The mortgagor's obligation to pay a service charge in lieu of a mortgage insurance premium shall continue as long as the mortgage is held by the Association or by the Secretary. The Secretary shall have the same authority with respect to mortgages assigned to the Secretary or the Association under this subparagraph as provided by section 223(c).".

TERMINATION OF SECTION 221 BUY-BACK PROVISION

SEC. 409. The first sentence of section 221(g)(4)(A) of the National Housing Act, as redesignated by section 408 of this Act, is amended by inserting after "this section" the following: "pursuant to a commitment to insure entered into before the effective date of this clause".

Subpart 2—Single-Family Mortgage Insurance Programs

TITLE I INSURANCE FOR EXISTING MANUFACTURED HOMES

SEC. 415. Section 2(a) of the National Housing Act is amended by inserting the following before the last undesignated paragraph thereof:

"The insurance authority provided under this section may be made available with respect to any existing manufactured home that has not been insured under this section if such home was constructed in accordance with the standards issued under the National Manufactured Housing Construction and Safety Standards Act of 1974 and it meets standards similar to the minimum property standards applicable to existing homes insured under title II.".

INCREASED TITLE I LOAN LIMITS FOR MANUFACTURED HOMES AND LOTS

SEC. 416. (a) Section 2(b)(1) of the National Housing Act is amended—

(1) in subparagraph (C), by striking out "$22,500" and all that follows through "modules)" and inserting in lieu thereof "$40,500";

(2) in subparagraph (D), by striking out "$35,000" and all that follows through "modules)" and inserting in lieu thereof "$54,000"; and

(3) in subparagraph (E), by striking out "such an amount as may be necessary, but not exceeding $12,500," and inserting in lieu thereof "$13,500".

(b) Section 2(b)(2) of such Act is amended by striking out the last sentence and inserting in lieu thereof the following: "In other areas, the maximum dollar amounts specified in subsections (b)(1)(D) and (b)(1)(E) may be increased on an area-by-area basis to the extent the Secretary deems necessary, but not to exceed the percentage by which the maximum mortgage amount of a one-family residence in the area is increased by the Secretary under section 203(b)(2).".

REFINANCING MANUFACTURED HOMES UNDER TITLE I

SEC. 417. Section 2(b)(6) of the National Housing Act is amended by adding at the end thereof the following new subparagraph:

"(C) The owner-occupant of a manufactured home or a home and lot which was purchased without assistance under this section but which otherwise meets the requirements of this section may refinance such home or home and lot under this section if the home was constructed in accordance with standards established under section 604 of the National Manufactured Housing Construction and Safety Standards Act of 1974.".

COUNSELING FOR PERSONS ASSISTED UNDER TEMPORARY MORTGAGE ASSISTANCE PAYMENTS PROGRAM

SEC. 418. Section 230(d) of the National Housing Act is amended by striking out ", to the extent practicable,".

COOPERATIVE HOUSING

SEC. 419. Section 203(n) of the National Housing Act is amended—

(1) in paragraph (1), by inserting the following before the period at the end of the second sentence: "or the construction of which was completed more than a year prior to the application for the mortgage insurance"; and

(2) by striking out "nonprofit" in paragraph (2)(A).

MORTGAGE INSURANCE FOR CONDOMINIUM UNITS

SEC. 420. (a) The first sentence of section 234(c) of the National Housing Act is amended by striking out "(2)" and all that follows through the period at the end thereof and inserting in lieu thereof the following: "and (2) at least 80 percent of the units in the project covered by mortgages insured under this title are occupied by the mortgagors or comortgagors.".

(b) The third sentence of section 234(c) of such Act is amended by striking out "(A)" and all that follows through "$25,000" the second place it appears and inserting in lieu thereof the following: "(A) involve a principal obligation in an amount not to exceed the maximum principal obligation of a mortgage which may be insured in the area pursuant to section 203(b)(2)".

(c) Section 234 of such Act is amended by adding at the end thereof the following:

"(k) With respect to a unit in any project which was converted from rental housing, no insurance may be provided under this section unless (1) the conversion occurred more than one year prior to the application for insurance, (2) the mortgagor or comortgagor was a tenant of that rental housing, or (3) the conversion of the property is sponsored by a bona fide tenants organization representing a majority of the households in the project.".

SINGLE-FAMILY MORTGAGE INSURANCE ON HAWAIIAN HOME LANDS

SEC. 421. Title II of the National Housing Act is amended by adding at the end thereof the following new section:

"SINGLE-FAMILY MORTGAGE INSURANCE ON HAWAIIAN HOME LANDS

"SEC. 247. (a) The Secretary, subject to such conditions as the Secretary may prescribe, may insure under any provision of this title that authorizes such insurance, a mortgage covering a property upon which there is located a one- to four-family residence, without regard to any limitation in this Act relating to marketability of title or any other limitation in this Act that the Secretary determines is contrary to promoting the availability of such insurance on Hawaiian home lands, if—

"(1) the mortgage is executed by a native Hawaiian on property located within Hawaiian home lands covered under a homestead lease issued under section 207(a) of the Hawaiian Homes Commission Act, 1920, or under the corresponding provision of the Constitution of the State of Hawaii adopted under section 4 of the Act entitled "An Act to provide for the admission of the State of Hawaii into the Union", approved March 18, 1959 (73 Stat. 5);

"(2) the property will be used as the principal residence of the Mortgagor; and

"(3) the Department of Hawaiian Home Lands of the State of Hawaii (A) is a comortgagor; (B) guarantees to reimburse the Secretary for any mortgage insurance claim paid in connection with a property on Hawaiian home lands; or (C) offers other security acceptable to the Secretary.

"(b) Notwithstanding any other provision of this Act, the Secretary may, with respect to mortgages eligible for insurance under subsection (a), insure and make commitments to insure advances made during construction if the Secretary determines that the proposed construction is otherwise acceptable and that no feasible financing alternative is available.

"(c) For purposes of this section:

"(1) The term 'native Hawaiian' means any descendant of not less than one-half part of the blood of the races inhabiting the Hawaiian Islands before January 1, 1778.

"(2) The term 'Hawaiian home lands' means all lands given the status of Hawaiian home lands under section 204 of the Hawaiian Homes Commission Act, 1920, or under the corresponding provision of the Constitution of the State of Hawaii adopted under section 4 of the Act entitled "An Act to provide for the admission of the State of Hawaii into the Union", approved March 18, 1959 (73 Stat. 5).".

SINGLE FAMILY MORTGAGE INSURANCE ON INDIAN RESERVATIONS

SEC. 422. Title II of the National Housing Act is amended by adding at the end thereof the following new section:

"SINGLE FAMILY MORTGAGE INSURANCE ON INDIAN RESERVATIONS

"SEC. 248. (a) The Secretary, subject to such special conditions as the Secretary may prescribe, may insure under any provision of this title that authorizes such insurance, a mortgage covering a property upon which there is located a one- to four-family residence, without regard to any limitation in this Act relating to marketability of title or any other limitation in this Act that the Secretary determines is contrary to promoting the availability of such insurance on Indian reservations if the mortgage (1) is executed by an Indian tribe and the property is located on trust or otherwise restricted lands; or (2) is executed by a member of an Indian tribe who will use the property as a principal residence and the property is on trust lands or otherwise restricted land.

"(b) Notwithstanding any other provision of this Act, with respect to mortgages covering a property upon which there is located a one- to four-family residence—

"(1) the Secretary may insure and make commitments to insure under this title pursuant to this section advances made during construction where the Secretary determines that the proposed construction is otherwise acceptable and meets an applicable tribal or national model building code, and that no feasible financing alternative is available;

"(2) the applicable percentage limitation on the amount of the principal obligation of a mortgage based on the appraised value or replacement cost, as appropriate, of a one- to four-family owner-occupied residence contained in this title shall apply in the case of all mortgages insured pursuant to this section without regard to whether the residences are owner-occupied where the residences are owned by the tribe; and

"(3)(A) the Secretary may require an Indian tribe, only as a condition of insurance made under this title pursuant to this section, to pledge income from tribal resources or income from tribal assets not subject to a restriction by the Secretary of the Interior or pledge grants under title I of the Housing and Community Development Act of 1974 or any other Federal grant program administered by the Secretary of Housing and Urban Development to be used to reimburse the Secretary for any mortgage insurance claims paid in connection with residences insured pursuant to this section; or

"(B) in the case of an individual Indian mortgagor, the Secretary may require a pledge of his or her share of distributed income from tribal resources or income from tribal assets, excluding any Federal grants received by the tribe.

"(c) The Secretary may not refuse to insure a mortgage under this section to an individual home purchaser because there is no distributed tribal or trust fund income attributable to that purchaser.

"(d) Before making any commitment to insure a mortgage under this section with respect to property located on tribal or trust land, the Secretary shall require a showing by the tribe that it has adopted eviction procedures to be used in the event of a default.

"(e) A mortgage insured under this section may be assumed, subject to credit approval by the lender and the consent of the tribe to an assumption of the existing lease or the grant of a new lease, without an adjustment of the interest rate. Any other sale of a property subject to a mortgage insured under this section may be made only if a new lease is granted, except that a sale following a foreclosure may be accompanied by an assumption of the lease with the consent of the tribe.

"(f)(1) The Secretary shall make information regarding the status and payment history of loans insured under this section available to local credit bureaus and prospective creditors. Prior to accepting assignment of a mortgage, the Secretary shall require mortgagees to submit documentation that mortgagors have been counseled in a face-to-face interview, informed of the provisions of this subsection or other available assistance, and provided with the names and addresses of officials of the Department of Housing and Urban Development to whom further communications shall be addressed.

"(2) Notwithstanding the requirement for conveyance of title under section 204, a mortgagee under this section shall be entitled to receive the benefit of insurance under this section in the case of a mortgage which is more than 90 days in default upon conveyance of the lease agreement and the mortgage documents.

"(3) In the event that any default is cured, the Secretary shall seek to reinstate the loan with the mortgagee or another mortgagee. For purposes of this paragraph, the Secretary may provide appropriate financial incentives to reinstate the loan commensurate with sound management of the insurance fund.

"(4) If the Secretary determines that a mortgagor is not making a good-faith effort to cure a default, and that trust fund or tribal income is available under subsection (b)(3)(B), the Secretary shall commence proceedings for the garnishment of the mortgagor's distributed share of tribal or trust fund income in order to collect loan payments that are past due. Proceedings under this paragraph may be instituted in a tribal court, court of competent jurisdiction designated by the tribe, or Federal district court.

"(5) If the Secretary determines such action is necessary to protect the insurance fund from undue loss, the Secretary may initiate foreclosure proceedings with respect to any mortgage acquired under this subsection. Such proceeding may take place in a tribal court, a court of competent jurisdiction, or Federal district court. Any such court shall have jurisdiction to convey to the Secretary the remaining life of a lease on the real property and to order eviction of the delinquent mortgagor.

"(g) In the administration of this section, the Secretary shall establish a premium charge for insurance that will be sufficient to cover the full costs of the mortgage insurance program under this section, except that such charge may not exceed 3 percent per annum of the principal amount of the mortgage outstanding at any time. Not later than September 30, 1984, the Secretary shall determine and report to the Congress on the feasibility of eliminating any excess amount of the premium under this section over the premium under section 203. In the event such premiums are not sufficient to cover the full costs of the mortgage insurance program under this section, the Secretary shall make recommendations to the Congress about changes to the program.

"(h) For purposes of this section:

"(1) The term 'Indian tribe' means any Indian or Alaska native tribe, band, nation, or other organized group or community of Indians or Alaska natives recognized as eligible for the services provided to Indians or Alaska natives by the Secretary of the Interior because of its status as such an entity, or that is an eligible recipient under chapter 67 of title 31, United States Code.

"(2) The term 'trust or otherwise restricted land' means (A) that area of land, as defined by the Secretary of the Interior, over which an Indian tribe is recognized by the United States as having governmental jurisdiction; (B) land held in trust for the benefit of any Indian tribe or individual or held by any Indian tribe or individual subject to a restriction by the United States against alienation; or (C) land acquired by Alaska natives under the Alaska Native Claims Settlement Act or any other land acquired by Alaska natives pursuant to statute by virtue of their unique status as Alaska natives.".

TREATMENT OF FEDERAL HOUSING ADMINISTRATION SINGLE FAMILY PREMIUMS

SEC. 423. (a) Section 203 of the National Housing Act is amended by inserting the following new subsection after subsection (c):

"(d) Notwithstanding any provision of this title governing maximum mortgage amounts for insuring a mortgage secured by a one- to four-family dwelling, the maximum amount of the mortgage determined under any such provision may be increased by the amount of the mortgage insurance premium paid at the time the mortgage is insured.".

(b)(1) The first sentence of section 203(b)(2) of such Act is amended by striking out the following: ": *Provided*, That the foregoing maximum mortgage amounts may be increased by the amount of the mortgage insurance premium paid at the time the mortgage is insured".

(2) Section 213(b)(2) of such Act is amended by striking out the following: ": *Provided further*, That the foregoing maximum mortgage amounts may be increased by the amount of the mortgage insurance premium paid at the time the mortgage is insured".

(3) Section 221(d)(2)(A) of such Act is amended by striking out the following: ": *Provided further*, That the foregoing maximum mortgage amounts may be increased by the amount of the mortgage insurance premium paid at the time the mortgage is insured".

(4) Clause (A) of the third sentence of section 234(c) of such Act is amended by striking out the following: ": *Provided*, That the foregoing maximum mortgage amounts may be increased by the amount of the mortgage insurance premium paid at the time the mortgage is insured".

(5) Section 235(i) of such Act is amended—

(A) by striking out in paragraph (3)(B) the following: ": *Provided*, That the foregoing maximum mortgage amounts may be increased by the amount of the mortgage insurance premium paid at the time the mortgage is insured";

(B) by striking out in paragraph (3)(C) the following: ": *Provided*, That the foregoing maximum mortgage amounts may be increased by the amount of the mortgage insurance premium paid at the time the mortgage is insured"; and

(C) by striking out in paragraph (3)(D) the following: ": *Provided*, That the foregoing maximum mortgage amounts may be increased by the amount of the mortgage insurance premium paid at the time the mortgage is insured".

(c) The amendments made by this section shall take effect only if the Secretary of Housing and Urban Development determines that the program of advance payment of insurance premiums, with specific regard to the effect of the provisions authorized by the amendments made by such sections, is actuarially sound.

CHANGE IN MAXIMUM LOAN-TO-VALUE RATIO FOR MODESTLY PRICED SINGLE FAMILY HOMES

SEC. 424. (a) Section 203(b)(2) of the National Housing Act is amended—

(1) by striking out "(except as provided in the next to the last sentence of this paragraph)" in the first sentence and inserting in lieu thereof the following: "(except as otherwise provided in this paragraph)"; and

(2) by inserting after the first sentence the following new sentence: "If the mortgage to be insured under this section covers property on which there is located a one- to four-family residence to be occupied as the principal residence of the owner, and the appraised value of the property, as of the date the mortgage is accepted for insurance, does not exceed $50,000, the principal obligation may be in an amount not to exceed 97 percent of such appraised value.".

(b) The amendment made by subsection (a) shall take effect only if the Secretary finds and reports to the Congress that such amendment, taking into account the higher loan-to-value ratio resulting from the advance payment of mortgage insurance premiums, will not adversely affect the actuarial soundness of the Federal Housing Administration mortgage insurance program.

NONOCCUPANT SINGLE FAMILY MORTGAGORS

SEC. 425. Section 203(b)(8) of the National Housing Act is amended by striking out all that follows "an amount equal to" through "subsection:" and inserting in lieu thereof the following: "the lesser of (A) the otherwise applicable maximum dollar amount prescribed under paragraph (2), or (B) 85 percent of the appraised value of the property as of the date the mortgage is accepted for insurance:".

PAYMENT OF CLAIMS WITHOUT ACQUISITION OF TITLE

SEC. 426. (a) Section 204(a) of the National Housing Act is amended—

(1) by striking out "Upon such conveyance and assignment" in the second sentence and inserting in lieu thereof the following: "The Secretary is also authorized, in accordance with such regulations as the Secretary may prescribe, to make the benefit of the insurance as hereinafter provided available to the mortgagee, notwithstanding any provision of this section requiring conveyance of title to the property to the Secretary, (1) upon sale of the insured property at foreclosure, where such sale is

for at least the fair market value of the property (with appropriate adjustments), as determined by the Secretary, and (2) upon the assignment to the Secretary of all claims referred to in clause (2) of the preceding sentence. The payment of benefits under the preceding sentence may be made for any mortgage insured pursuant to a commitment to insure issued on or after the effective date of this sentence and, with the approval of the mortgagee, for any mortgage insured pursuant to a commitment issued before that date. Upon the conveyance and assignment referred to in the first sentence of this section or the sale and assignment referred to in the second sentence of this subsection,"; and

(2) by striking out "and any amount" and all that follows through the colon preceding the first proviso of the final sentence and inserting in lieu thereof the following: "any amount received as rent or other income from the property, less reasonable expenses incurred in handling the property, after either of such dates, and, in the case of insurance benefits paid in accordance with the second sentence of this section, any amount received upon the foreclosure sale of the property:".

(b) Section 204(j) of such Act is amended by inserting after "under section 203" the following: "(other than a mortgagee receiving insurance benefits under the second sentence of subsection (a))"

STRUCTURAL DEFECTS IN VETERANS' ADMINISTRATION-APPROVED, FEDERAL HOUSING ADMINISTRATION-INSURED NEW HOMES

SEC. 427. Section 518(a) of the National Housing Act is amended by striking out "approved for mortgage insurance prior to the beginning of construction which he finds" and inserting in lieu thereof the following: "that, before the beginning of construction, was approved for mortgage insurance under this Act or for guaranty, insurance, or a direct loan under chapter 37 of title 38, United States Code, and that the Secretary finds".

REINSURANCE DEMONSTRATION PROGRAM

SEC. 428. (a) Title II of the National Housing Act is amended by adding at the end thereof the following:

"REINSURANCE CONTRACTS

"SEC. 249. (a) The purpose of this section is to authorize a demonstration mortgage reinsurance program designed to test the feasibility of entering into reinsurance contracts with private mortgage insurers in order to reduce Government risk and administrative costs, and to speed mortgage processing. The Secretary shall limit the demonstration under this section to not more than two administrative regions of the Department of Housing and Urban Development, and shall assure that the program is in the financial interest of the Government and will not result in loss of employment by any employees of the Department of Housing and Urban Development before September 30, 1985. The aggregate number of mortgages insured under this section in any administrative region of the Department of Housing and Urban Development in any fiscal year may not exceed 10 percent of the aggregate number of mortgages and loans insured by the Secretary under this title in such region during the preceding fiscal year.

"(b) Notwithstanding any other provision of this Act inconsistent with this section, the Secretary is authorized to provide mortgage insurance with respect to one- to four-family dwellings under sections 203(b), 234, and 245 through reinsurance contracts with private mortgage insurance companies which have been determined to be qualified insurers under section 302(b)(2)(C). Such contracts shall require private mortgage insurance companies to—

"(1) assume a percentage of loss on any mortgage insured pursuant to section 203(b), 234, or 245 covering a one- to four-family dwelling, which percentage of loss shall be set forth in the reinsurance contract; and

"(2) carry out (under appropriate delegation) such credit approval, appraisal, inspection, commitment, claims processing, property disposition, or other function as the Secretary pursuant to regulations, shall approve as consistent with the purposes of this section.

"(c) Any contract of reinsurance under this section shall contain such provisions relating to the sharing of premiums on a sound actuarial basis, establishment of insurance reserves, manner of calculating claims on such insurance, conditions with respect to foreclosure, handling and disposition of property prior to claim or settlement, right of assignees, and other similar matters as the Secretary may prescribe pursuant to regulations. Pursuant to a contract under this section, a private mortgage insurance company shall endorse loans for insurance and take such other actions on behalf of the Secretary and in the Secretary's name as the Secretary may authorize.

"(d) The Secretary shall require any private mortgage insurance company participating in the program under this section to provide reinsurance for those mortgages offered by the Secretary for inclusion in the program.".

(b) The Secretary of Housing and Urban Development shall evaluate the reinsurance program under section 249 of the National Housing Act and, not later than March 1, 1985, submit to the Congress a report setting forth the results of such evaluation. Such report shall include an evaluation of the possible effect of a reinsurance program on the characteristics of the pool of mortgages remaining wholly under the applicable insurance funds and the actuarial soundness of such funds under such conditions.

Subpart 3—Multifamily and Other Mortgage Insurance Programs

DISCRETIONARY AUTHORITY TO REGULATE RENTS OR CHARGES

SEC. 431. (a) Section 207(b)(2) of the National Housing Act is amended—

(1) by striking out "any other mortgagor approved by the Secretary" and all that follows through "reasonable return on the investment." and inserting in lieu thereof the following: "any other mortgagor approved by the Secretary. The Secretary may, in the Secretary's discretion, require any such mortgagor to be regulated or restricted as to rents or sales, charges, capital structure, rate of return, and methods of operation so as to provide reasonable rentals to tenants and a reasonable return on the investment. Any such regulations or restrictions shall continue for such period or periods as the Secretary, in the Secretary's discretion, may require, including until the termination of all obligations of the Secretary under the insurance and during such further period of time as the Secretary shall be the owner, holder, or reinsurer of the mortgage.";

(2) by striking out "render effective the regulations or restrictions" and inserting in lieu thereof "render effective any such regulations or restrictions"; and

(3) by striking out "and directed" in the second sentence of the first undesignated paragraph.

(b) Section 234(d)(2) of such Act is amended—

(1) by striking out "shall be regulated or restricted by the Secretary" and inserting in lieu thereof "may, in the Secretary's discretion, be regulated or restricted"; and

(2) by striking out "the regulation and restriction" and inserting in lieu thereof "any such regulation or restriction".

(c) The amendments made in this section shall not apply with respect to mortgages insured by the Secretary of Housing and Urban Development before the date of the enactment of this Act.

REMOVAL OF REFINANCING LIMITATIONS ON CERTAIN MULTIFAMILY PROJECTS

SEC. 432. (a) Section 220(d)(3)(B)(ii) of the National Housing Act is amended by striking out "*Provided further,*" the first time it appears and all that follows through "property or project:".

(b) Section 221(d)(3)(iii) of such Act is amended—

(1) by striking out "*Provided,* That" and all that follows through "property or project:"; and

(2) by striking out "*further*" the first time it appears.

(c) Section 221(d)(4)(iv) of such Act is amended—

(1) by striking out "*Provided,* That" and all that follows through "property or project:"; and

(2) by striking out "*further*" the first time it appears.

LIMITATION ON PREPAYMENT OF MORTGAGES ON MULTIFAMILY RENTAL HOUSING

SEC. 433. Title II of the National Housing Act is amended by adding at the end thereof the following:

"LIMITATION ON PREPAYMENT OF MORTGAGES ON MULTIFAMILY RENTAL HOUSING

"SEC. 250. (a) During any period in which an owner of a multifamily rental housing project is required to obtain the approval of the Secretary for prepayment of the mortgage, the Secretary shall not accept an offer to prepay the mortgage on such project unless—

"(1) the Secretary has determined that such project is no longer meeting a need for rental housing for lower income families in the area or that the needs of lower income families in such project can more efficiently and effectively be met through other Federal housing assistance taking into account the remaining time the project could meet such needs;

"(2) the Secretary (A) has determined that the tenants have been notified of the owner's request for approval of a prepayment; (B) has provided the tenants with an opportunity to comment on the owner's request; and (C) has taken such comments into consideration; and

"(3) the Secretary has ensured that there is a plan for providing relocation assistance for adequate, comparable housing for any lower income tenant who will be displaced as a result of the prepayment and withdrawal of the project from the program.

"(b) In the case of a project assisted under section 236 or the proviso to section 221(d)(5) of this title, section 101 of the Housing and Urban Development Act of 1965, or section 202 of the Housing Act of 1959 where the owner has the right to prepay the mortgage covering the assisted project without the Secretary's approval, the Secretary shall give a priority for additional assistance under section 8 of the United States Housing Act of 1937 and section 201 of the Housing and Community Development Amendments of 1978 to tenants and applicants to become tenants of the project, if—

"(1) funds to provide such additional assistance are available; and

"(2) the Secretary determines that making such additional assistance available to the project is necessary to prevent the owner from prepaying the mortgage.

"(c) Any owner of a multifamily rental housing project referred to in subsection (b) who receives additional assistance under section 8 of the United States Housing Act of 1937 under the priority established in subsection (b) shall—

"(1) fully utilize the assistance which is available;

"(2) grant a priority to applicants to become tenants who have the lowest incomes; and

"(3) maintain the low-income character of the project for a period at least equal to the remaining term of the project mortgage to the extent that assistance is provided.

"(d) For purposes of this section, the term 'lower income families' has the meaning given such term in section 3(b)(2) of the United States Housing Act of 1937.".

ASSUMPTION OF LOSS UNDER MULTIFAMILY CO-INSURANCE

SEC. 434. Section 244(g) of the National Housing Act is amended—

(1) in paragraph (1), by striking out "the mortgagee is a public housing agency or an insured depository institution and"; and

(2) by striking out paragraph (5) and inserting in lieu thereof the following new paragraph:

"(5) As used in this subsection, the term 'public housing agency' has the meaning given such term in section 3(b)(6) of the United States Housing Act of 1937.".

MORTGAGE INSURANCE FOR MANUFACTURED HOME PARKS FOR THE ELDERLY

SEC. 435. The first sentence of the second undesignated paragraph of section 207(b) of the National Housing Act is amended by striking out "no mortgage shall be insured hereunder" and inserting in lieu thereof the following: "the Secretary may not insure any mortgage under this section (except a mortgage with respect to a manufactured home park designed exclusively for occupancy by elderly persons)".

MORTGAGE INSURANCE FOR PUBLIC HOSPITALS

SEC. 436. Section 242 of the National Housing Act is amended—

(1) by inserting "public facility," in subsection (b)(1)(C) after "which is a"; and

(2) by inserting the following before the period at the end of subsection (f): ", and, in the case of public hospitals, to encourage programs that are undertaken to provide essential health care services to all residents of a community regardless of ability to pay".

MORTGAGE INSURANCE FOR BOARD AND CARE HOMES

SEC. 437. (a) Section 232(a)(2) of the National Housing Act is amended by inserting "and board and care homes" after "intermediate care facilities".

(b) Section 232(b) of such Act is amended—

(1) by striking out the period at the end of paragraph (3) and inserting in lieu thereof "; and"; and

(2) by adding the following new paragraph at the end thereof:

"(4) the term 'board and care home' means any residential facility providing room, board, and continuous protective oversight that is regulated by a State pursuant to the provisions of section 1616(e) of the Social Security Act, so long as the home is located in a State that, at the time of an application is made for insurance under this section, has demonstrated to the Secretary that it is in compliance with the provisions of such section 1616(e).".

(c)(1) Section 232(d) of such Act is amended by inserting "or a board and care home" after "intermediate care facility" the second place it appears.

(2) Section 232(d)(4) of such Act is amended—

(A) by striking out "The" in the first sentence and inserting in lieu thereof the following: "(A) With respect to nursing homes and intermediate care facilities and combined nursing home and intermediate care facilities, the";

(B) by striking out "(A)" and "(B)" in the first sentence and inserting in lieu thereof "(i)" and "(ii)", respectively; and

(C) by adding the following new subparagraph at the end thereof:

"(B) With respect to board and care homes, the Secretary shall not insure any mortgage under this section unless he has received from the appropriate State licensing agency a statement verifying that the State in which the home is or is to be located is in compliance with the provisions of section 1616(e) of the Social Security Act.".

(d) Section 232(g) of such Act is amended by striking out "Health, Education, and Welfare" and inserting in lieu thereof "Health and Human Services".

(e) Section 232(h) of such Act is amended by striking out "Health, Education, and Welfare" and inserting in lieu thereof "Health and Human Services".

(f)(1) Section 232(i)(1) of such Act is amended—

(A) by inserting "or to board and care homes" after "intermediate care facilities";

(B) by inserting the following after "Association": "(or any subsequent edition specified by the Secretary of Health and Human Services)";

(C) by striking out "Health, Education, and Welfare" and inserting in lieu thereof "Health and Human Services"; and

(D) by inserting the following before the period at the end thereof: "or as mandated by a State under the provisions of section 1616(e) of such Act".

(2) Section 232(i)(2) of such Act is amended—

(A) by striking out "and" at the end of subparagraph (D);

(B) by striking out the period at the end of subparagraph (E) and inserting in lieu thereof "; and"; and

(C) by adding the following new subparagraph at the end thereof:

"(F) in the case of board and care homes, be made with respect to such a home located in a State with respect to which the Secretary has received from the appropriate State licensing agency a statement verifying that the State in which the home is or is to be located is in compliance with the provisions of section 1616(e) of the Social Security Act.".

(g) The section heading of section 232 of the National Housing Act is amended to read as follows: "Mortgage Insurance for Nursing Homes, Intermediate Care Facilities, and Board and Care Homes".

Subpart 4—Insurance of Alternative Mortgage Instruments

INDEXED MORTGAGES

SEC. 441. (a) Section 245(a) of the National Housing Act is amended—

(1) in the first sentence, by inserting after "income" the following: "or with monthly payments and outstanding balances adjusted by a percentage change in a selected price index"; and

(2) in the second sentence, by striking out "subsection (b)" and inserting in lieu thereof "subsections (b) and (c)".

(b) Section 245 of such Act is amended by redesignating subsection (c) as subsection (d) and by inserting the following new subsection after subsection (b):

"(c) Notwithstanding the provisions of subsection (a), the Secretary may insure under any provision of this title a mortgage or loan that meets the requirements of the first sentence of subsection (a) and that has provisions permitting adjustment of monthly payments and outstanding principal according to changes or percentages of changes in a selected price index if the Secretary determines—

"(1) the principal obligation of the mortgage or loan initially does not exceed the percentage of the initial appraised value of the property specified in section 203(b) as of the date the mortgage or loan is accepted for insurance; and

"(2) the monthly payments and principal obligation of the mortgage or loan thereafter will not at any time be increased at a rate greater than the percentage change in the price index stipulated in the initial mortgage or loan contract.

In carrying out this subsection, the Secretary shall give a priority to mortgages executed by mortgagors who, as determined by the Secretary, have not owned dwelling units within the preceding 3 years. The Secretary shall, not later than March 31, 1984, prescribe regulations establishing guidelines governing mortgages and loans described in this subsection and shall, to the extent practicable, conduct a demonstration program to insure mortgages and loans in accordance with this subsection during fiscal years 1984 and 1985. The aggregate number of mortgages and loans insured under this subsection, section 251, and section 252 in any fiscal year may not exceed 10 percent of the aggregate number of mortgages and loans insured by the Secretary under this title during the preceding fiscal year.".

(c) The section heading of section 245 of such Act is amended to read as follows: "GRADUATED PAYMENT AND INDEXED MORTGAGES".

GRADUATED PAYMENT MORTGAGES FOR MULTIFAMILY HOUSING

SEC. 442. Section 245 of the National Housing Act, as amended in section 441, is amended by—

(1) redesignating subsection (d) as subsection (e); and

(2) inserting after subsection (c) the following new subsection:

"(d)(1) The Secretary may insure, under any provision of this title relating to multifamily housing projects, mortgages and loans with provisions of varying rates of amortization corresponding to anticipated variations in project income, to the extent the Secretary determines such mortgages or loans (A) have promise for expanding housing opportunities or meet special needs; (B) can be developed to include any safeguards for mortgagors, tenants, or purchasers that may be necessary to offset special risks of such mortgages; and (C) have a potential for acceptance in the private market.

"(2) Notwithstanding any other provision of this title, the principal obligation of a mortgage or loan insured pursuant to this subsection—

"(A) may not exceed initially the percentage of the initial appraised value or replacement cost of the property involved that is required by the provision of this title under which such property is insured; and

"(B) thereafter (including all interest to be deferred and added to principal) may not at any time be scheduled to exceed 100 percent of the projected value of such property.

"(3) For purposes of this subsection, the projected value of a property shall be calculated by the Secretary by increasing the initial appraised value of such property at a rate not in excess of 2.5 percent per annum.".

ADJUSTABLE RATE MORTGAGES FOR SINGLE FAMILY HOUSING

SEC. 443. Title II of the National Housing Act is amended by adding at the end thereof the following new section:

"ADJUSTABLE RATE SINGLE FAMILY MORTGAGES

"SEC. 251. (a) The Secretary may insure under any provision of this title a mortgage involving property upon which there is located a dwelling designed principally for occupancy by one to four families, where the mortgage provides for periodic adjustments by the mortgagee in the effective rate of interest charged. Such interest rate adjustments may be accomplished through adjustments in the monthly payment amount, the outstanding principal balance, or the mortgage term, or a combination of these factors, except that in no case may any extension of a mortgage term result in a total term in excess of 40 years. Adjustments in the effective rate of interest shall correspond to a specified national interest rate index approved in regulations by the Secretary, information on which is readily accessible to mortgagors from generally available published sources. Adjustments in the effective rate of interest shall (1) be made on an annual basis; (2) be limited, with respect to any single interest rate increase, to no more than 1 percent on the outstanding loan balance; and (3) be limited to a maximum increase of 5 percentage points above the initial contract interest rate over the term of the mortgage.

"(b) The Secretary shall issue regulations requiring that the mortgagee make available to the mortgagor, at the time of loan application, a written explanation of the features of the adjustable rate mortgage, including a hypothetical payment schedule that displays the maximum potential increases in monthly payments to the mortgagor over the first 5 years of the mortgage term.

"(c) The aggregate number of mortgages and loans insured under this section, section 245(c), and section 252 in any fiscal year may not exceed 10 percent of the aggregate number of mortgages and loans insured by the Secretary under this title during the preceding fiscal year.".

SHARED APPRECIATION MORTGAGES FOR SINGLE FAMILY HOUSING

SEC. 444. Title II of the National Housing Act is amended by adding at the end thereof the following new section:

"SHARED APPRECIATION MORTGAGES FOR SINGLE FAMILY HOUSING

"SEC. 252. (a) Notwithstanding any provision of this title that is inconsistent with this section, the Secretary may insure, under any provision of this title providing for insurance of mortgages on properties upon which there is located a dwelling designed principally for occupancy by one to four families, a mortgage secured by a first lien on such a property or on the stock allocated to a dwelling unit in a residential cooperative housing corporation, which—

"(1) provides for the mortgagee to share in a predetermined percentage of the property's or stock's net appreciated value;

"(2) bears interest at a rate which meets criteria prescribed by the Secretary;

"(3) provides for amortization over a period of not to exceed 30 years, but the actual term of the mortgage (excluding any refinancing) may be not less than 10 nor more than 30 years, and contains such provisions relating to refinancing of the principal balance of the mortgage and any contingent deferred interest as the Secretary may provide; and

"(4) meets such other conditions as the Secretary may require by regulation.

"(b) The mortgagee's share of a property's or stock's net appreciated value shall be payable upon sale or transfer (as defined by the Secretary) of the property or stock or payment in full of the mortgage, whichever occurs first. For purposes of this section, the term 'net appreciated value' means the amount by which the sales price of the property or stock (less the mortgagor's selling costs) exceeds the value of the property or stock at the time the commitment to insure is issued (with adjustments for capital improvements stipulated in the loan contract). If there has been no sale or transfer at the time the mortgagee's share of net appreciated value becomes payable, the sales price for purposes of this section shall be determined by means of an appraisal conducted in accordance with procedures approved by the Secretary and provided for in the mortgage.

"(c) In the event of a default, the mortgagee shall be entitled to receive the benefits of insurance in accordance with section 204(a), but such insurance benefits shall not include the mortgagee's share of net appreciated value. The term 'original principal obligation of the mortgage' as used in section 204 shall not include the mortgagee's share of net appreciated value.

"(d) Mortgages insured pursuant to this section which contain provisions for sharing appreciation or which otherwise require or permit increases in the outstanding loan balance which are authorized under this section or under applicable regulations shall not be subject to any State constitution, statute, court decree, common law, rule, or public policy limiting or prohibiting increases in the outstanding loan balance after execution of the mortgage.

"(e) In carrying out the provisions of this section, the Secretary shall encourage the use of insurance under this section by low and moderate income tenants who would otherwise be displaced by the conversion of their rental housing to condominium or cooperative ownership.

"(f) The Secretary shall prescribe adequate consumer protections and disclosure requirements with respect to mortgages insured under this section, and may prescribe such other terms and conditions as may be appropriate to carry out the provisions of this section.

"(g) The aggregate number of mortgages and loans insured under this section, section 245(c), and section 251 in any fiscal year may not exceed 10 percent of the aggregate number of mortgages and loans insured by the Secretary under this title during the preceding fiscal year.".

SHARED APPRECIATION MORTGAGES FOR MULTIFAMILY HOUSING

SEC. 445. Title II of the National Housing Act is amended by adding at the end thereof the following new section:

"SHARED APPRECIATION MORTGAGES FOR MULTIFAMILY HOUSING

"SEC. 253. (a) Notwithstanding any provision of this title that is inconsistent with this section, the Secretary may insure, under any provision of this title providing for insurance of mortgages on properties including 5 or more family units, a mortgage secured by a first lien on the property that (1) provides for the mortgagee to share in a predetermined percentage of the property's net appreciated value; and (2) meets such other conditions, including limitations on the rate of interest which may be charged, as the Secretary may require by regulation.

"(b) The mortgagee's share of a property's net appreciated value shall be payable upon maturity or upon payment in full of the loan or sale or transfer (as defined by the Secretary) of the property, whichever occurs first. The term of the mortgage shall not be less than 15 years, and shall be repayable in equal monthly installments of principal and fixed interest during the mortgage term in an amount which would be sufficient to retire a debt with the same principal and fixed interest rate over a period not exceeding 30 years. In the case of a mortgage which will not be completely amortized during the mortgage term, the principal obligation of the mortgage may not exceed 85 percent of the estimated value of the property or project. For purposes of this section, the term 'net appreciated value' means the amount by which the sales price of the property (less the mortgagor's selling costs) exceeds the value (or replacement cost, as appropriate) of the property at the time the commitment to insure is issued (with adjustments for capital improvements stipulated in the loan contract). If there has been no sale or transfer at the time the mortgagee's share of net appreciated value becomes payable, the sales price for purposes of this section shall be determined by means of an appraisal conducted in accordance with procedures approved by the Secretary and provided for in the mortgage.

"(c) In the event of a default, the mortgagee shall be entitled to receive the benefits of insurance in accordance with section 204, but such insurance benefits shall not include the mortgagee's share of net appreciated value. The term 'original principal obligation of the mortgage' as used in section 204(a) shall not include the mortgagee's share of net appreciated value.

"(d) The Secretary shall establish by regulation the maximum percentage of net appreciated value which may be payable to a mortgagee as the mortgagee's share. The Secretary shall also establish disclosure requirements applicable to mortgagees making mortgage loans pursuant to this section, to assure that mortgagors are informed of the characteristics of such mortgages.

"(e) Mortgages insured pursuant to this section which contain provisions for sharing appreciation or which otherwise require or permit increases in the outstanding loan balance which are authorized under this section or under applicable regulations shall not be subject to any State constitution, statute, court decree, common law, rule, or public policy limiting or prohibiting increases in the outstanding loan balance after execution of the mortgage.

"(f) The number of dwelling units included in properties covered by mortgages insured pursuant to this section in any fiscal year may not exceed 5,000.".

INSURANCE OF MORTGAGES NOT PROVIDING FOR COMPLETE AMORTIZATION

SEC. 446. (a) The first sentence of the first undesignated paragraph of section 207(c)(3) of the National Housing Act is amended by inserting immediately after "periodic payments" the following: "(unless otherwise approved by the Secretary)".

(c) Section 220(d)(4) of such Act is amended by inserting after "periodic payments" the following: "(unless otherwise approved by the Secretary)".

(d) Section 221(d)(6) of such Act is amended by inserting after "periodic payments" the following: "(unless otherwise approved by the Secretary)".

(e) Section 231(c)(5) of such Act is amended by inserting after "periodic payments" the following: "(unless otherwise approved by the Secretary)".

(f) The aggregate number of dwelling units included in properties covered by mortgages insured pursuant to the authority granted in the amendments made by this section in any fiscal year may not exceed 10,000.

PREMIUM CHARGES FOR INSURANCE OF ALTERNATIVE MORTGAGE INSTRUMENTS

SEC. 447. The first proviso in section 203(c) of the National Housing Act is amended by inserting after "fixed for insurance" the following: "(1) under section 245, 247, 251, 252, or 253, or any other financing mechanism providing alternative methods for repayment of a mortgage that is determined by the Secretary to involve additional risk, or (2)".

REPORT ON HOME EQUITY CONVERSION MORTGAGES FOR THE ELDERLY

SEC. 448. The Secretary of Housing and Urban Development shall evaluate the existing use of home equity conversion mortgages for the elderly and, not later than the expiration of the 1-year period following the date of the enactment of this Act, submit to the Congress a report setting forth the results of such evaluation. Such report shall include—

(1) an evaluation of whether the use of such mortgages improves the financial situation, or otherwise meets the special needs, of elderly homeowners;

(2) an evaluation of any risks incurred by mortgagors as a result of the use of such mortgages, and any recommendations of the Secretary for appropriate safeguards to be included in such mortgages to minimize such risks;

(3) an evaluation of the potential for acceptance of such mortgages in the private market; and

(4) any recommendations of the Secretary for the establishment of a Federal program of insuring such mortgages.

PART B—FLOOD AND PROPERTY INSURANCE PROGRAMS

FLOOD INSURANCE

SEC. 451. (a) Section 1319 of the National Flood Insurance Act of 1968 is amended by striking out "November 30, 1983" and inserting in lieu thereof "September 30, 1985".

(b) Section 1336(a) of such Act is amended by striking out "November 30, 1983" and inserting in lieu thereof "September 30, 1985".

(c) Section 1376(c) of such Act is amended—

(1) by striking out "and" after "1981,"; and

(2) by inserting the following before the period at the end thereof ", not to exceed $49,752,000 for the fiscal year 1984, and such sums as may be necessary for fiscal year 1985".

(d)(1) The National Flood Insurance Act of 1968 is amended by striking out "Secretary" and "Secretary's" each place they appear therein (other than as a reference to a Secretary other than the Secretary of Housing and Urban Development) and inserting in lieu thereof "Director" and "Director's", respectively.

(2) Section 1304(a) of such Act is amended by striking out "Secretary of Housing and Urban Development" and inserting in lieu thereof "Director of the Federal Emergency Management Agency".

(3) Section 1333 of such Act is amended by inserting "original exclusive" before "jurisdiction".

(4) Section 1340(a)(2) of such Act is amended by striking out "officers and employees of the Department of Housing and Urban Development, and".

(5) Section 1341 of such Act is amended by inserting "original exclusive" before "jurisdiction".

(6) Section 1360(a)(2) of such Act is amended by striking out "within fifteen years following such date" and inserting in lieu thereof "by September 30, 1985".

(7) Section 1360 of such Act is amended by adding at the end thereof the following new subsection:

"(d) The Director shall, not later than September 30, 1984, submit to the Congress a plan for bringing all communities containing flood-risk zones into full program status by September 30, 1987.".

(8) Section 1370(a)(6) of such Act is amended to read as follows:

"(6) the term 'Director' means the Director of the Federal Emergency Management Agency.".

(e)(1) The Flood Disaster Protection Act of 1973 is amended by striking out "Secretary" and "Secretary's" each place they appear therein (other than as a reference to a Secretary other than the Secretary of Housing and Urban Development) and inserting in lieu thereof "Director" and "Director's", respectively.

(2) Section 3(a)(6) of such Act is amended to read as follows:

"(6) 'Director' means the Director of the Federal Emergency Management Agency.".

(f) Section 15(e) of the Federal Flood Insurance Act of 1956 is amended by striking out "Secretary" the first and third places it appears therein and inserting in lieu thereof "Director of the Federal Emergency Management Agency".

(g)(1) The premium rates charged for flood insurance under any program established pursuant to the National Flood Insurance Act of 1968 may not be increased during the period beginning on the date of the enactment of this Act and ending on September 30, 1984.

(2) The Federal Insurance Administrator shall, not later than June 30, 1984, submit to the Congress a report with respect to the premium rate structure for flood insurance made available pursuant to the National Flood Insurance Act of 1968. Such report shall include an explanation of any increases in such premiums that the Administrator anticipates will be made before October 1, 1985.

CRIME AND RIOT INSURANCE

SEC. 452. (a)(1) Section 1201(b)(1) of the National Housing Act is amended by striking out "this title shall terminate on November 30, 1983," and inserting in lieu thereof the following: "part B shall terminate on November 30, 1983, and parts A, C, and D shall terminate on September 30, 1984,".

(2) Section 1201(b) of such Act is amended by adding at the end thereof the following new paragraph:

"(3) The Administrator shall notify participating insurers under part B that the reinsurance authority of the Administrator under such part shall terminate on November 30, 1983.".

(b)(1) Title XII of such Act is amended by striking out "Secretary" and "Secretary's" each place they appear therein (other than as a reference to a Secretary other than the Secretary of Housing and Urban Development) and inserting in lieu thereof "Director" and "Director's", respectively.

(2) Section 1203(a) of such Act is amended—

(A) by striking out "and" at the end of paragraph (15);

(B) by striking out the period at the end of paragraph (16) and inserting "; and" in lieu thereof; and

(C) by adding at the end thereof the following new paragraph:

"(17) 'Director' means the Director of the Federal Emergency Management Agency.".

(3) Section 1232(2) of such Act is amended by striking out "officers and employees of the Department of Housing and Urban Development, and".

(4) Section 1247 of such Act is amended by inserting "of the Secretary of Housing and Urban Development" after "regulations)".

STUDY OF SINKHOLE INSURANCE

SEC. 453. The Director of the Federal Emergency Management Agency may make a grant to a nonprofit organization, educational institution or affiliated agency or entity, or State or local agency to finance a study of the feasibility of expanding the national flood insurance program to cover damage or loss arising from sinkholes. There is authorized to be appropriated not to exceed $1,000,000 to carry out the provisions of this section.

PART C—REGULATORY AND OTHER PROGRAMS

REAL ESTATE SETTLEMENT PROCEDURES

SEC. 461. (a) Section 3 of the Real Estate Settlement Procedures Act of 1974 is amended—

(1) by striking out "and" at the end of paragraph (5);

(2) by striking out the period at the end of paragraph (6) and inserting in lieu thereof a semicolon; and

(3) by adding the following new paragraphs at the end thereof:

"(7) the term 'controlled business arrangement' means an arrangement in which (A) a person who is in a position to refer business incident to or a part of a real estate settlement service involving a federally related mortgage loan, or an associate of such person, has either an affiliate relationship with or a direct or beneficial ownership interest of more than 1 percent in a provider of settlement services; and (B) either of such persons directly or indirectly refers such business to that provider or affirmatively influences the selection of that provider; and

"(8) the term 'associate' means one who has one or more of the following relationships with a person in a position to refer settlement business: (A) a spouse, parent, or child of such person; (B) a corporation or business entity that controls, is controlled by, or is under common control with such person; (C) an employer, officer, director, partner, franchisor, or franchisee of such person; or (D) anyone who has an agreement, arrangement, or understanding, with such person, the purpose or substantial effect of which is to enable the person in a position to refer settlement business to benefit financially from the referrals of such business.".

(b) Section 8(c) of such Act is amended—

(1) by striking out "or" before "(3)";

(2) by redesignating clause (4) as clause (5);

(3) by inserting the following after "brokers," at the end of clause (3): "(4) controlled business arrangements so long as (A) at or prior to the time of the referral a disclosure is made of the existence of such an arrangement to the person being referred and, in connection with the referral, such person is provided a written estimate of the charge or range of charges generally made by the provider to which the person is referred, except that where a lender makes the referral, this requirement may be satisfied as part of and at the time that the estimates of settlement charges required under section 5(c) are provided, (B) such person is not required to use any particular provider of settlement services, and (C) the only thing of value that is received from the arrangement, other than the payments permitted under this subsection, is a return on the ownership interest or franchise relationship,"; and

(4) by inserting the following new sentence at the end thereof: "For purposes of the preceding sentence, the following shall not be considered a violation of clause 4(B): (i) any arrangement that requires a buyer, borrower, or seller to pay for the services of an attorney, credit reporting agency, or real estate appraiser chosen by the lender to represent the lender's interest in a real estate transaction, or (ii) any arrangement where an attorney or law firm represents a client in a real estate transaction and issues or arranges for the issuance of a policy of title insurance in the transaction directly as agent or through a separate corporate title insurance agency that may be established by that attorney or law firm and operated as an adjunct to his or its law practice.".

(c) Section 8(d) of such Act is amended by striking out paragraph (2) and inserting in lieu thereof the following:

"(2) Any person or persons who violate the prohibitions or limitations of this section shall be jointly and severally liable to the person or persons charged for the settlement service involved in the violation in an amount equal to three times the amount of any charge paid for such settlement service.

"(3) No person or persons shall be liable for a violation of the provisions of section 8(c)(4)(A) if such person or persons proves by a preponderance of the evidence that such violation was not intentional and resulted from a bona fide error notwithstanding maintenance of procedures that are reasonably adapted to avoid such error.

"(4) The Secretary, the Attorney General of any State, or the insurance commissioner of any State may bring an action to enjoin violations of this section.

"(5) In any private action brought pursuant to this subsection, the court may award to the prevailing party the court costs of the action together with reasonable attorneys fees.

"(6) No provision of State law or regulation that imposes more stringent limitations on controlled business arrangements shall be construed as being inconsistent with this section.".

(d) Section 16 of such Act is amended to read as follows:

"JURISDICTION OF COURTS

"SEC. 16. Any action pursuant to the provisions of section 8 or 9 may be brought in the United States district court or in any other court of competent jurisdiction, for the district in which the property involved is located, or where the violation is alleged to have occurred, within one year from the date of the occurrence of the violation, except that actions brought by the Secretary, the Attorney General of any State, or the insurance commissioner of any State may be brought within 3 years from the date of the occurrence of the violation.".

(e) Section 19 of such Act is amended by adding the following new subsection at the end thereof:

"(c)(1) The Secretary may investigate any facts, conditions, practices, or matters that may be deemed necessary or proper to aid in the enforcement of the provisions of this Act, in prescribing of rules and regulations thereunder, or in securing information to serve as a basis for recommending further legislation concerning real estate settlement practices. To aid in the investigations, the Secretary is authorized to hold such hearings, administer such oaths, and require by subpena the attendance and testimony of such witnesses and production of such documents as the Secretary deems advisable.

"(2) Any district court of the United States within the jurisdiction of which an inquiry is carried on may, in the case of contumacy or refusal to obey a subpena of the Secretary issued under this section, issue an order requiring compliance therewith; and any failure to obey such order of the court may be punished by such court as a contempt thereof.".

(f) The amendments made by this section shall become effective on January 1, 1984.

NATIONAL INSTITUTE OF BUILDING SCIENCES

SEC. 462. Section 809(h) of the Housing and Community Development Act of 1974 is amended by adding at the end thereof the following new sentences: "In addition to the amounts authorized to be appropriated under the first sentence of this section, there is authorized to be appropriated to the Institute to carry out the provisions of this section not to exceed $250,000 for fiscal year 1984. Any amount appropriated under the preceeding sentence shall be made available for expenditure or obligation by the Institute only to the extent of an equal amount received by the Institute after the effective date of this sentence from persons or entities other than the Federal Government.".

SOLAR ENERGY AND ENERGY CONSERVATION BANK

SEC. 463. (a)(1) Section 504(6) of the Solar Energy and Energy Conservation Bank Act is amended—

(A) by inserting after subparagraph (G) the following new subparagraphs:

"(H) air-conditioning systems having better than average energy efficiency ratings;

"(I) any residential energy audit;";

(B) by redesignating subparagraphs (H) and (I) as subparagraphs (J) and (K), respectively; and

(C) in subparagraph (K), as so redesignated in this paragraph—

(i) by striking out "any residential energy audit,"; and

(ii) by striking out "(H)" and inserting in lieu thereof "(J)".

(2) Section 504(7) of the Solar Energy and Energy Conservation Bank Act is amended—

(A) by inserting after subparagraph (I) the following new subparagraphs:

"(J) air-conditioning systems having better than average energy efficiency ratings;

"(K) any commercial energy audit;";

(B) by redesignating subparagraphs (J) and (K) as subparagraphs (L) and (M), respectively; and

(C) in subparagraph (M), as so redesignated in this paragraph—

(i) by striking out ", and any commercial energy audit,"; and

(ii) by striking out "(J)" and inserting in lieu thereof "(L)".

(b) Section 508(f) of such Act is amended by adding at the end thereof the following new sentence: "Each such advisory committee shall meet at the call of its chairperson or a majority of its members, and shall meet not less than twice during each year.".

(c)(1) Section 511(a) of such Act is amended—

(A) by striking out "and" at the end of paragraph (3);

(B) by striking out the period at the end of paragraph (4) and inserting in lieu thereof "; and"; and

(C) by adding at the end thereof the following new paragraph:

"(5) in the case of a residential building with 2 to 4 dwelling units and an owner or tenant whose income exceeds 150 percent of the median area income, or in the case of a residential building that is available for rent and is owned by a person whose income exceeds 150 percent of the median area income—

"(A) an amount equal to 20 percent of the cost of the residential energy conservation improvements; or

"(B) the sum of $400 times the number of dwelling units in such building in the case of an owner, or $400 in the case of a tenant,

whichever is less.".

(2) Section 511 of such Act is amended by adding at the end thereof the following new subsection:

"(d) The Board may not limit the amount of financial assistance that may be provided under this subtitle for the purchase or installation of residential or commercial energy conserving improvements on the basis of the projected amount of energy conserved as a result of such improvements.".

(c)(1) Section 514(a)(2) of such Act is amended to read as follows:

"(2)(A) the contractor who installs residential or commercial energy conserving improvements in a building shall, in connection with such improvements, warrant in writing that the owner or tenant receiving the proceeds of such loan shall (for those improvements found within 1 year of installation to be defective due to materials manufacture, design, or installation) at a minimum be entitled to obtain within a reasonable period of time and at no charge appropriate replacement parts, materials, or installation; and

"(B) in the case of energy conserving improvements installed by an owner or tenant without the assistance of a contractor, such owner or tenant shall certify to the financial institution that he or she has obtained warranties as appropriate from the supplier for the energy conserving measures;".

(2) Section 514(b)(4) of such Act is amended by inserting before the semicolon at the end thereof the following: "unless such residential energy conserving improvements are installed in a building which is either located in an area which is not served by a public utility described in section 211(a) of such Act or which is located in an area served by such a public utility but in which no list has been made public by the public utility under section 215(a)(3) of such Act or by the Secretary of Energy".

(3) Section 514(b)(5) of such Act is amended to read as follows:

"(5)(A) the contractor who installs residential or commercial energy conserving improvements in a building shall, in connection with such improvements, warrant in writing that the owner or tenant receiving the proceeds of such loan shall (for those improvements found within 1 year of installation to be defective due to materials manufacture, design, or installation) at a minimum be entitled to obtain within a reasonable period of time and at no charge appropriate replacement parts, materials, or installation; and

"(B) in the case of energy conserving improvements installed by an owner or tenant without the assistance of a contractor, such owner or tenant shall certify to the financial institution that he or she has obtained warranties as appropriate from the supplier for the energy conserving measures;".

(e) Section 520 of such Act is amended—

(1) by inserting "(a)" after the section designation; and

(2) by adding at the end thereof the following new subsection:

"(b) Not later than 90 days after the effective date of this subsection, the Board shall issue regulations that—

"(1) permit the provision of financial assistance under this subtitle for the purchase and installation of solar energy systems of the active type, and the purchase and installation of passive and active type solar space heating and water heating in new and existing residential buildings and multifamily residential buildings;

"(2) do not prohibit the use of tax-exempt financing in connection with any purchase or installation of residential or commercial energy conserving improvements or solar energy systems assisted under this subtitle;

"(3) provide that a residential energy audit shall not be required as a condition of the receipt of financial assistance by an owner or tenant of a residential building under this subtitle, except that such regulations may require such audit with respect to any such building located in an area in which an audit is available under the provisions of title II or VII of the National Energy Conservation Policy Act;

"(4)(A) establish a maximum limitation on the percentage or amount of any financial assistance provided under this subtitle that may be used for administrative expenses, which limitation shall be 12 percent (or such higher percentage as the Secretary may determine to be appropriate), or $20,000, whichever amount is greater; and

"(B) provide that not more than one-half of any such amount may be used by any State for its administrative expenses, except that if any State is the sole administrative entity in such State with respect to financial assistance under this subtitle such State may use all of such amount for such expenses;

"(5) establish criteria for the allocation of financial assistance under this subtitle among eligible financial institutions; and

"(6) provide that any amount of unexpended financial assistance under this subtitle that is recaptured by the Board shall be reallocated by the Board to eligible financial institutions under this subtitle.".

(f)(1) Section 1071 of the Omnibus Budget Reconciliation Act of 1981 is amended—

(A) by striking out "such fiscal year" and inserting in lieu thereof "of fiscal years 1982 and 1983"; and

(B) by inserting after "$50,000,000" the following: ", and for fiscal year 1984 not to exceed $35,000,000,".

(2) Section 522 of the Solar Energy and Energy Conservation Bank Act is amended—

(A) by striking out the hyphen before paragraph (1) in subsection (a) and all that follows through the period at the end of subsection (b) and inserting in lieu thereof the following: "and of solar energy systems such sums as may be necessary for fiscal year 1985."; and

(B) by redesignating subsection (c) as subsection (b).

WEATHERIZATION PROGRAM

SEC. 464. Section 422 of the Energy Conservation in Existing Buildings Act of 1976 is amended to read as follows:

"AUTHORIZATION OF APPROPRIATIONS

"SEC. 422. Of the funds authorized by section 1005(1) of the Omnibus Budget Reconciliation Act of 1981 for energy conservation for fiscal year 1984, not less than $190,000,000 is authorized to be appropriated to carry out the weatherization program under this part. There is authorized to be appropriated such sums as may be necessary for fiscal year 1985 to carry out such weatherization program. Any amount appropriated under this section shall remain available until expended.".

COUNSELING

SEC. 465. Section 106(a)(3) of the Housing and Urban Development Act of 1968 is amended—

(1) by striking out "1982" and inserting in lieu thereof "1984"; and

(2) by striking out "$4,000,000" and inserting in lieu thereof "$3,500,000".

RESEARCH AUTHORIZATION

SEC. 466. (a) Section 501 of the Housing and Urban Development Act of 1970 is amended by striking out the second sentence and inserting in lieu thereof the following: "There are authorized to be appropriated for activities under this title not to exceed $19,000,000 for fiscal year 1984, and such sums as may be necessary for fiscal year 1985. Of the amount appropriated under the preceding sentence for fiscal year 1984, not less than $2,000,000 shall be provided for implementation of a research program to be developed in consultation with public housing agencies, which program shall identify current problems of public housing management, specific solutions to such problems, and incentives to encourage implementation of such solutions.".

(b) Title V of the Housing and Urban Development Act of 1970 is amended by adding at the end thereof the following new section:

"BIENNIAL SURVEY OF ECONOMIC AND HOUSING MARKET CONDITIONS

"SEC. 512. The Secretary shall, not less than biennially, survey national, regional, and local economic and housing market conditions in a manner that provides data comparable to the data collected in such survey conducted in 1981.".

NATIONAL HOUSING PARTNERSHIPS

SEC. 467. Section 906(a)(1) of the Housing and Urban Development Act of 1968 is amended—

(1) by striking out "or" after "building" and inserting in lieu thereof a comma; and

(2) by inserting after "rehabilitation" the following ", acquisition, and financing".

REPORT REGARDING PROGRAM CHANGES

SEC. 468. The Secretary of Housing and Urban Development shall, not later than March 1, 1984, transmit a report to both Houses of the Congress that describes—

(1) the standards utilized by the Department of Housing and Urban Development to make determinations concerning whether program requirements and changes to those requirements are implemented through the use of regulations, hand-

books, memoranda, telegrams, or other forms of formal or informal notices; and

(2) the system currently utilized by the Department to assure that changes in the operation of departmental programs that substantially affect the eligibility, rights, or benefits of persons applying for or receiving assistance under any such programs are subject to requirements of notice and publication, especially those requirements specified in subsections (b) through (e) of section 553 of title 5, United States Code.

PERIODIC REPORT ON RESIDENTIAL MORTGAGE DELINQUENCIES AND FORECLOSURES

SEC. 469. As soon as practicable following the date of the enactment of this Act, the Secretary of Housing and Urban Development, with the cooperation of the Federal Home Loan Bank Board, the Federal Deposit Insurance Corporation, the Board of Governors of the Federal Reserve System, and the Comptroller of the Currency, shall develop a method of accurately reporting to the Congress on a periodic basis with respect to residential mortgage delinquencies and foreclosures. Each such report shall include information with respect to the number of residential mortgage foreclosures, and the number of sixty- and ninety-day residential mortgage delinquencies, in the Nation and in each State.

PUBLIC NOTICE AND COMMENT REGARDING DEPARTMENT DEMONSTRATION PROGRAMS

SEC. 470. (a) No demonstration program not expressly authorized in law may be commenced by the Secretary of Housing and Urban Development until (1) a description of such demonstration program is published in the Federal Register, which description may be included in a notice of funding availability; and (2) there expires a period of sixty calendar days following the date of such publication, during which period the Secretary shall fully consider any public comments submitted with respect to such demonstration program.

(b) Nothing in this section may be considered to authorize the conducting of any demonstration program by the Secretary of Housing and Urban Development.

MULTIFAMILY MORTGAGE FORECLOSURE

SEC. 471. Section 364 of the Multifamily Mortgage Foreclosure Act of 1981 is amended by adding at the end thereof the following new sentence: "If the Secretary forecloses on any such mortgage pursuant to such other foreclosure procedures available, the provisions of section 367(b) may be applied at the discretion of the Secretary.".

ALTERNATIVE MORTGAGE TRANSACTIONS

SEC. 472. Section 805(a) of the Alternative Mortgage Transaction Parity Act of 1982 is amended by inserting after "transactions" the following: "(or to any class or type of alternative mortgage transaction)".

DUE-ON-SALE CLAUSE PROHIBITIONS

SEC. 473. Section 341(d) of the Thrift Institutions Restructuring Act is amended by striking out "A lender" and inserting in lieu thereof the following: "With respect to a real property loan secured by a lien on residential real property containing less than five dwelling units, including a lien on the stock allocated to a dwelling unit in a cooperative housing corporation, or on a residential manufactured home, a lender".

CANCELLATION OF DEBT OWED THE TREASURY AND LIQUIDATION OF NEW COMMUNITIES PROGRAM

SEC. 474. (a) In order to provide for the management and orderly liquidation of the assets, and discharge the liabilities, acquired or incurred in connection with the new communities program authorized pursuant to title IV of the Housing and Urban Development Act of 1968 and title VII of the Housing and Urban Development Act of 1970 (hereafter referred to in this section as "title IV" and "title VII", respectively), the liquidation of the new communities program shall be carried out pursuant to the provisions of law applicable to the revolving fund (liquidating programs) established pursuant to title II of the Independent Offices Appropriations Act, 1955, upon the transfer by the Secretary of Housing and Urban Development (hereafter in this section referred to as the "Secretary") of the assets and liabilities of the fund authorized under section 717 of title VII to such revolving fund, as required in title I of the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984. The Secretary shall report to the Congress not less than sixty days prior to taking any action with respect to the disposition of real property (other than a purchase money mortgage) which involves any further potential liability of or assistance from the Department of Housing and Urban Development with respect to any property so transferred.

(b) In carrying out the purposes of subsection (a), all moneys in the revolving fund (liquidating programs) shall be available for necessary administrative and other expenses of servicing and liquidating obligations guaranteed pursuant to section 403 and section 713 of title IV and title VII, respectively, including costs of services (including legal services) performed on a contract or fee basis, and to discharge any other liability acquired or incurred in connection with the new communities program. Notwithstanding any other provision of law relating to the acquisition, handling, improvement, or disposal of real and other property by the United States, the Secretary of Housing and Urban Development shall also have power, for the protection of the interests of the revolving fund (liquidating programs), to pay out of any moneys in such fund all expenses or charges in connection with the acquisition, handling, improvement, or disposal of any property, real or personal, acquired by the Secretary either prior or subsequent to the date of the enactment of this Act as a result of recoveries under security, subrogation, or other rights in connection with the new communities program.

(c) After making the transfer required in title I of the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984, the Secretary of Housing and Urban Development may issue obligations to the Secretary of the Treasury in an amount sufficient to enable the Secretary of Housing and Urban Development to satisfy any guarantee made pursuant to section 403 or 713 of title IV or title VII, respectively, and otherwise carry out the functions authorized by this section. The obligations issued under this subsection shall have such maturities and bear such rate or rates of interest as shall be determined by the Secretary of the Treasury. The Secretary of the Treasury is authorized and directed to purchase any obligations so issued, and for that purpose the Secretary of the Treasury is authorized to use as a public debt transaction the proceeds from the sale of any securities issued under chapter 31 of title 31, United States Code, and the purposes for which securities may be issued under such chapter are extended to include purchases of obligations issued under this subsection.

(d) Upon the transfer required in title I of the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984, each obligation issued by the Secretary of Housing and Urban Development to the Secretary of the Treasury pursuant to section 407(a) or 717(b) of title IV or title VII, respectively, together with any promise to repay the principal and unpaid interest which has accrued on each obligation, and any other term or condition specified by each such obligation, is canceled.

(e) Title IV, except for sections 408, 411, 413, 414, and 416, and part B of title VII, except for sections 724, 725, 726, and subsections (b) through (e) of section 727, are hereby repealed. Section 717 of title VII shall remain in effect until completion of the transfer required in title I of the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984. The Secretary may not implement the amendment to section 214 of the Housing and Community Development Act of 1980, made by section 329(a) of the Housing and Community Development Amendments of 1981, before the expiration of the one-year period following the date of the enactment of this Act. Any actions taken, prior to repeal, under the authority of any of the sections which are repealed by this section shall continue to be valid. Nothing in this subsection shall impair the validity of any guarantees which have been made pursuant to title IV or title VII and any such guarantees shall continue to be governed by the provisions of title IV or title VII, as applicable, as they existed immediately before the date of the enactment of this Act.

PART D—SECONDARY MORTGAGE MARKET PROGRAMS

AMOUNT TO BE GUARANTEED UNDER THE GOVERNMENT NATIONAL MORTGAGE ASSOCIATION MORTGAGE-BACKED SECURITIES PROGRAM

SEC. 481. Section 306(g)(2) of the Federal National Mortgage Association Charter Act is amended to read as follows:

"(2) Notwithstanding any other provision of law and subject only to the absence of qualified requests for guarantees, to the authority provided in this subsection, and to any funding limitation approved in appropriation Acts, the Association shall enter into commitments for each of the fiscal years 1984 and 1985 to issue guarantees under this subsection for each such fiscal year in an aggregate amount of $68,250,000,000.".

GOVERNMENT NATIONAL MORTGAGE ASSOCIATION COMMITMENT EXTENSION

SEC. 482. The commitment issued under section 305(b) of the Federal National Mortgage Association Charter Act, known as GNMA commitment numbered 926–984, to purchase a mortgage insured under such Act shall be granted for 43 months without the imposition of additional fees beyond the initial commitment fee.

SPECIAL ASSISTANCE AND EMERGENCY MORTGAGE PURCHASE ASSISTANCE FUNCTIONS OF THE GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

SEC. 483. (a) Sections 305 and 313 of the Federal National Mortgage Association Charter Act and section 3(b) of the Emergency Home Purchase Assistance Act of 1974 are hereby repealed.

(b) Any purchase or commitment to purchase any mortgage pursuant to section 305 or 313 of the Federal National Mortgage Association Charter Act made before the date of the enactment of this Act, and the servicing and disposition of any such mortgage, shall continue to be governed by the provisions of such sections as they existed immediately before the effective date of this section.

TITLE V—RURAL HOUSING

SHORT TITLE

SEC. 501. This title may be cited as the "Rural Housing Amendments of 1983".

DEFINITIONS

SEC. 502. (a) Section 501(b)(4) of the Housing Act of 1949 is amended to read as follows:

"(4) For the purpose of this title, the terms 'low income families or persons' and 'very low-income families or persons' means those families and persons whose incomes do not exceed the respective levels established for lower income families and very low-income families by the Secretary of Housing and Urban Development under the United States Housing Act of 1937.".

(b) Section 501(b)(5) of such Act is amended to read as follows:

"(5) For the purpose of this title, the terms 'income' and 'adjusted income' have the meanings given by sections 3(b)(4) and 3(b)(5), respectively, of the United States Housing Act of 1937.".

SECTION 502 AMENDMENTS

SEC. 503. (a) Section 502 of the Housing Act of 1949 is amended by adding at the end thereof the following:

"(d) On and after the effective date of the Rural Housing Amendments of 1983—

"(1) not less than 40 per centum of the dwelling units financed under this section shall be available only for occupancy by very low-income families or persons; and

"(2) not less than 30 per centum of the dwelling units in each State financed under this section shall be available only for occupancy by very low-income families or persons.

"(e)(1) A loan which may be made or insured under this section with respect to housing shall be made or insured with respect to a manufactured home or with respect to a manufactured home and lot, whether such home or such home and lot is real property, personal property, or mixed real and personal property, if—

"(A) the manufactured home meets the standards prescribed pursuant to title VI of the Housing and Community Development Act of 1974;

"(B) the manufactured home, or the manufactured home and lot, meets the installation, structural, and site requirements which would apply under title II of the National Housing Act; and

"(C) the manufactured home meets the energy conserving requirements established under paragraph (2), or until the energy conserving requirements are established under paragraph (2), the manufactured home meets the energy conserving requirements applicable to housing other than manufactured housing financed under this title.

"(2) Energy conserving requirements established by the Secretary for the purpose of paragraph (1)(C) shall—

"(A) reduce the operating costs for a borrower by maximizing the energy savings and be cost-effective over the life of the manufactured home or the term of the loan, whichever is shorter, taking into account variations in climate, types of energy used, the cost to modify the home to meet such requirements, and the estimated value of the energy saved over the term of the mortgage; and

"(B) be established so that the increase in the annual loan payment resulting from the added energy conserving requirements in excess of those required by the standards prescribed under title VI of the Housing and Community Development Act of 1974 shall not exceed the projected savings in annual energy costs.".

(b) Within 18 months from the issuance by the Secretary of Agriculture of regulations under section 502(e)(2) of the Housing Act of 1949, the Secretary of Energy, in consultation with the Secretary of Housing and Urban Development and the Secretary of Agriculture, shall conduct a study and transmit to the Congress a report that compares the increased construction costs, actual annual energy use, and the projected value of energy saved over the expected life of the home or the mortgage term, whichever is shorter, of manufactured homes which are financed under titles I and II of the National Housing Act, or under title V of the Housing Act of 1949 and which are built according to national manufactured housing safety standards with other homes insured under either such Act.

(c) Section 527 of such Act is repealed.

(d) Section 502(a) of such Act is amended—

(1) by inserting "(1)" after the subsection designation;

(2) by striking out all after "making of the loan with interest" and inserting in lieu thereof a period and the following: "The Secretary may accept the personal liability of any person with adequate repayment ability who will cosign the applicant's note to compensate for any deficiency in the applicant's repayment ability. At the borrower's option, the borrower may prepay to the Secretary as escrow agent, on terms and conditions prescribed by him, such taxes, insurance, and other expenses as the Secretary may require in accordance with section 501 (e)."; and

(3) by adding at the end thereof the following new paragraph:

"(2) The Secretary may extend the period of any loan made under this section if the Secretary determines that such extension is necessary to permit the making of such loan to any person whose income does not exceed 60 per centum of the median income for the area and who would otherwise be denied such loan because the payments required under a shorter period would exceed the financial capacity of such person. The aggregate period for which any loan may be extended under this paragraph may not exceed 5 years.".

REHABILITATION LOANS

SEC. 504. The first and second sentences of section 504(a) of the Housing Act of 1949 are amended to read as follows: "The Secretary may make a loan, grant, or combined loan and grant to an eligible very low-income applicant in order to improve or modernize a rural dwelling, to make the dwelling safer or more sanitary, or to remove hazards. The Secretary may make a loan or grant under this subsection to the applicant to cover the cost of any or all repairs, improvements, or additions such as repairing roofs, providing sanitary waste facilities, providing a convenient and sanitary water supply, repairing or providing structural supports, or making similar repairs, additions, improvements, including all preliminary and installation costs in obtaining central water and sewer service. The maximum amount of a grant, a loan, or a loan and grant shall not exceed such limitations as the Secretary determines to be appropriate.".

TECHNICAL SERVICES AND RESEARCH

SEC. 505. Section 506(b) of the Housing Act of 1949 is amended by adding at the end thereof the following: "In carrying out this subsection, the Secretary may permit demonstrations involving innovative housing units and systems which do not meet existing published standards, rules, regulations, or policies if the Secretary finds that in so doing, the health and safety of the population of the area in which the demonstration is carried out will not be adversely affected, except that the aggregate expenditures for such demonstrations may not exceed $10,000,000 in any fiscal year. The Secretary shall report to the Congress at the close of each fiscal year on the results of such demonstrations.".

STANDARDS FOR ADEQUATE HOUSING

SEC. 506. (a) Section 509(a) of the Housing Act of 1949 is amended by adding at the end thereof the following: "The Secretary shall approve a residential building as meeting such standards if the building is constructed in accordance with (1) the minimum standards prescribed by the Secretary, (2) the minimum property standards prescribed by the Secretary of Housing and Urban Development for mortgages insured under title II of the National Housing Act, (3) the standards contained in any of the voluntary national model building codes, or (4) in the case of manufactured housing, the standards referred to in section 502(e) of this Act. To the maximum extent feasible, the Secretary shall promote the use of energy saving techniques through standards established by such Secretary for newly constructed residential housing assisted under this title. Such standards shall, insofar as is practicable, be consistent with the standards established pursuant to section 526 of the National Housing Act and shall incorporate the energy performance requirements developed pursuant to such section.".

(b) Section 529 of such Act is repealed.

GENERAL AUTHORITY OF THE SECRETARY

SEC. 507. (a) Section 510(e) of such Act is amended by adding before the semicolon at the end thereof the following: "and the authority of the Secretary under this paragraph includes the authority to transfer section 502 inventory properties for use as rental or cooperative units under section 515 with mortgages containing repayment terms with up to fifty years to private nonprofit organizations or public bodies. Such a transfer may be made even where rental assistance may be required so long as the authority to provide such assistance is available after taking into account the requirements of section 521(d)(1). Where the Secretary determines the transfer will contribute to the provision of housing for very low-income persons and families, the transfer may be made at the lesser of the appraised value or the Farmers Home Adminstration's investment".

(b) Section 510 of such Act is amended by redesignating subsection (j) as subsection (k) and inserting after subsection (i) the following new subsection:

> "(j) utilize the services of fee inspectors and fee appraisers to expedite the processing of applications for loans and grants under this title, which services shall be utilized in any case in which a county or district office is unable to expeditiously process such loan and grant applications, and to include the cost of such services in the amount of such loans and grants; and".

AMENDMENT TO SECTION 511

SEC. 508. The second sentence of section 511 of the Housing Act of 1949 is repealed.

REPEAL OF SECTION 512

SEC. 509. Section 512 of the Housing Act of 1949 is repealed.

DETERMINATION OF NEED FOR HOUSING UNDER SECTIONS 514 AND 516

SEC. 510. Section 514 of the Housing Act of 1949 is amended by adding the following new subsection at the end thereof:

"(h) In making available assistance in any area under this section or section 516, the Secretary shall—

> "(1) in determining the need for the assistance, take into consideration the housing needs only of domestic farm labor, including migrant farmworkers, in the area; and
>
> "(2) in determining whether to provide such assistance, make such determination without regard to the extent or nature of other housing needs in the area.".

AUTHORIZATIONS

SEC. 511. (a) Section 513 of the Housing Act of 1949 is amended to read as follows:

"PROGRAM LEVELS AND AUTHORIZATIONS

"SEC. 513. (a) The Secretary may insure and guarantee loans under this title during fiscal years 1984 and 1985 in an aggregate amount not to exceed such sums as may be approved in an appropriation Act.

"(b) There are authorized to be appropriated for fiscal years 1984 and 1985—

"(1) such sums as may be necessary for grants pursuant to section 504;

"(2) such sums as may be necessary for the purposes of section 509(c);

"(3) such sums as may be necessary to meet payments on notes or other obligations issued by the Secretary under section 511 equal to (A) the aggregate of the contributions made by the Secretary in the form of credits on principal due on loans made pursuant to section 503, and (B) the interest due on a similar sum represented by notes or other obligations issued by the Secretary;

"(4) such sums as may be necessary for financial assistance pursuant to section 516;

"(5) such sums as may be necessary for the purposes of section 523;

"(6) such sums as may be necessary for purposes of section 525 (a);

"(7) not to exceed $100,000,000 for each such year for grants under section 531, of which 5 per centum shall be available for technical assistance; and

"(8) such sums as may be required by the Secretary to administer the provisions of sections 235 and 236 of the National Housing Act and section 8 of the United States Housing Act of 1937.

"(c) The Secretary may enter into rental assistance contracts aggregating such sums as may be approved in appropriation Acts under section 521(a)(2)(A) during fiscal years 1984 and 1985.".

(b) Section 515(b)(5) of such Act is amended by striking out "November 30, 1983" and inserting in lieu thereof "September 30, 1985".

(c) Section 517(a)(1) of such Act is amended by striking out "November 30, 1983" and inserting in lieu thereof "September 30, 1985".

(d) Section 523(f) of such Act is amended—

(1) by striking out the first sentence; and

(2) by striking out "November 30, 1983" and inserting in lieu thereof "September 30, 1985".

(e) Section 523(g) of such Act is amended—

(1) by striking out "fiscal year 1982" in the second sentence and inserting in lieu thereof "fiscal year 1985"; and

(2) by striking out the first sentence.

SECTION 515 AMENDMENTS

SEC. 512. (a) Section 515 of the Housing Act of 1949 is amended by adding at the end thereof the following:

"(g) The Secretary shall limit increases in rents on or after the date of enactment of this subsection for newly constructed or substantially rehabilitated projects assisted under this section to the lesser of the actual operating cost increases incurred or the amount of operating cost increases incurred with respect to comparable rental dwelling units of various sizes and types in the same market area which are suitable for occupancy by families and persons assisted under this section. Where no comparable dwelling units exist in the same market area, the Secretary shall have authority to approve such increases in accordance with the best available data regarding operating cost increases in rental dwelling units.

"(h) After approving a project involving newly constructed or substantially rehabilitated units under this section, the Secretary shall limit cost increases to those approved by the Secretary. The Secretary may approve those increases only for unforeseen factors beyond the owner's control, design changes required by the Secretary or the local government, or changes in financing approved by the Secretary.

"(i) For the purpose of achieving the lowest cost in providing units in newly constructed projects assisted under this section, the Secretary shall give a preference in entering into contracts under this section for projects which are to be located on specific tracts of land provided by States, units of local government, or others if the Secretary determines that the tract of land is suitable for such housing, and that affording such preference will be cost effective.

"(j) The Secretary shall assure that management fees are not excessive when a project developed under this section is managed by the developer or an affiliate of the developer.

"(k) For purposes of determining the market feasibility of any project to be assisted under this section—

"(1) in the case of any applicant whose project is expected to utilize rental assistance payments under section 521, the Secretary shall only require such applicant to demonstrate that a market exists for persons and families eligible for such rental assistance payments; and

"(2) in the case of any applicant whose project is expected to utilize any assistance under a program of a State, or political subdivision thereof, that is similar to such assistance payments under section 521, the Secretary shall only require such applicant to demonstrate that—

"(A) a market exists for persons and families eligible for such program of assistance;

"(B) such program of assistance will provide rental assistance for a period of not less than five years, and for the term of the loan remaining after the period of such assistance, that an adequate rental market exists for the project without such assistance; and

"(C) during the term of such rental assistance contracts, such State or political subdivision shall make available the amounts required for such rental assistance not less than annually.

"(l) The Secretary shall establish standards for housing and related facilities rehabilitated or repaired with amounts received under a loan made or insured under this section. Standards established by the Secretary under this subsection shall provide that except for substantial rehabilitation the particular items or systems repaired or rehabilitated must meet appropriate levels of quality or performance comparable to those levels prescribed by the Secretary of Housing and Urban Development for rehabilitation, but shall not require that such items or systems or the remainder of the property meet the standards which are applicable to new construction. The Secretary shall ensure that standards prescribed under this subsection provide decent, safe, and sanitary housing and related facilities.

"(m) The Secretary may not deny assistance under this section or section 521 on the basis that the project involved is to be located on more than one site.

"(n) The Secretary may not (1) deny assistance under this section on the basis that rental assistance payments under section 521 may be required unless the authority to provide such assistance is not available; or (2) promulgate any regulation that would have the effect of denying occupancy to eligible persons on the basis that such persons require rental assistance payments under section 521.

"(o)(1) To the extent assistance is available under section 521(a)(2), not more than 25 per centum of the dwelling units which were available for occupancy under this section prior to the date of enactment of this subsection, and which will be leased on or after such effective date shall be available for leasing by low income persons and families other than very low-income persons and families.

"(2) To the extent assistance is available under section 521(a)(2), not more than 5 per centum of the dwelling units which become available for occupancy under this section on or after the date of enactment of this subsection shall be available for leasing by low income persons and families other than very low-income persons and families.

"(3) Units in projects financed under this section which become available for occupancy after the date of enactment of this subsection shall not be available for occupancy by persons and families other than very low-income persons and families if the authority to provide assistance for such persons is available.

"(p) In determining the income of a person or family occupying housing financed under this section, the Secretary shall consider the value of that person's or family's assets in the same manner as the Secretary of Housing and Urban Development considers such value for the purpose of the United States Housing Act of 1937.".

(b) Section 515(b) of such Act is amended—

(1) by striking out "and" at the end of clause (5);

(2) by striking out the period at the end of clause (6) and inserting in lieu thereof "; and"; and

(3) by adding at the end thereof the following:

"(7) loans may be made to owners who are otherwise eligible under this section to purchase and convert single-family residences to rental units of two or more dwellings.".

(c) Section 515 of such Act is amended—

(1) by striking out subsection (a)(2);

(2) by redesignating subsections (a)(3) and (a)(4) as subsections (a)(2) and (a)(3), respectively;

(3) by striking out subsection (b)(2); and

(4) by redesignating subsections (b)(3), (b)(4), (b)(5), (b)(6), and (b)(7) as subsections (b)(2), (b)(3), (b)(4), (b)(5), and (b)(6), respectively.

(d) Section 515(c) of such Act is amended by adding at the end thereof the following: "A loan may be made or insured under subsection (a) or (b) with respect to detached units, including those on scattered sites, for cooperative housing.".

(e) Section 515(d)(1) of such Act is amended by inserting before the first semicolon the following: ", and such term also means manufactured home rental parks where either the lots or both the lots and the homes are available for use by occupants eligible under this section".

FARM LABOR HOUSING

SEC. 513. Section 516 of the Housing Act of 1949 is amended by adding at the end thereof the following subsection:

"(i) The Secretary shall utilize not more than 10 per centum of the amounts available for any fiscal year for purposes of this section for financial assistance to eligible private and public nonprofit agencies to encourage the development of domestic and migrant farm labor housing projects under this title.".

INSURED RURAL HOUSING LOANS

SEC. 514. (a) Section 517 of the Housing Act of 1949 is amended—

(1) by striking out all after "insured" in subsection (a) and inserting in lieu thereof a period and the following: "The amount of such a loan to a low income person or family shall not exceed the amount necessary to provide adequate housing which is modest in size, design, and cost (as determined by the Secretary)."; and

(2) by striking out "(b)(4)" in subsection (b) and inserting in lieu thereof "(b)(3)".

(b) Section 517(j) of such Act is amended—

(1) by striking out "; and" at the end of paragraph (5) and inserting in lieu thereof a period; and

(2) by striking out paragraph (6).

(c) Section 517(o) of such Act is repealed.

(d) Section 517 of such Act is amended by adding at the end thereof the following:

"(o) The Secretary shall promulgate rules which encourage the rehabilitation or purchase of existing buildings for the purpose of providing housing which is economical in cost and operation.".

DEFINITION OF RURAL AREA

SEC. 515. Section 520 of the Housing Act of 1949 is amended by adding at the end thereof the following new sentence: "For purposes of this title, any area classified as 'rural' or a 'rural area' prior to the receipt of data from or after the 1980 decennial census and determined not to be 'rural' or a 'rural area' as a result of such data shall continue to be so classified through the end of fiscal year 1984, if such area has a population in excess of 10,000 but not in excess of 20,000.".

SHARED HOUSING FOR THE ELDERLY AND HANDICAPPED

SEC. 516. Section 521(a)(2) of the Housing Act of 1949 is amended by adding the following new subparagraph at the end thereof:

"(E) In order to assist elderly or handicapped persons or families who elect to live in a shared housing arrangement in which they benefit as a result of sharing the facilities of a dwelling with others in a manner that effectively and efficiently meets their housing needs and thereby reduces their cost of housing, the Secretary shall permit rental assistance to be used by such persons or families if the shared housing arrangement is in a single-family dwelling. For the purpose of this subparagraph, the Secretary shall prescribe minimum habitability standards to assure decent, safe, and sanitary housing for such families while taking into account the special circumstances of shared housing.".

RENTAL ASSISTANCE TENANT CONTRIBUTION

SEC. 517. (a) Section 521(a)(2)(A) of the Housing Act of 1949 is amended by striking out the last two sentences.

(b) Section 521(a) of such Act is amended by adding at the end thereof the following:

"(3)(A) In the case of loans under sections 514 and 515 approved prior to the effective date of this paragraph with respect to which rental assistance is provided, the rent for tenants receiving such assistance shall not exceed the highest of (i) 30 per centum of monthly adjusted income, (ii) 10 per centum of monthly income, or (iii) if the person or family is receiving payments for welfare assistance from a public agency, the portion of such payments which is specifically designated by such agency to meet the person's or family's housing costs.

"(B) In the case of a section 515 loan approved prior to the effective date of this paragraph with respect to which interest credits are provided, the tenant's rent shall not exceed the highest of (i) 30 per centum of monthly adjusted income, (ii) 10 per centum of monthly income, or (iii) if the person or family is receiving payments for welfare assistance from a public agency, the portion of such payments which is specifically designated by such agency to meet the person's or family's housing costs, or, where no rental assistance authority is available, the rent level established on a basis of a 1 per centum interest rate on debt service.

"(C) No rent for a unit financed under section 514 or 515 shall be increased as a result of this subsection or other provision of Federal law or Federal regulation by more than 10 per centum in any twelve-month period, unless the increase above 10 per centum is attributable to increases in income which are unrelated to this subsection or other law, or regulation.

"(4) In the case of a loan with respect to the purchase of a manufactured home with respect to which rental assistance is provided, the monthly payment for principal and interest on the manufactured home and for lot rental and utilities shall not exceed the highest of (A) 30 per centum of monthly adjusted income, (B) 10 per centum of monthly income, or (C) if the person or family is receiving payments for welfare assistance from a public agency, the portion of such payments which is specifically designated by such agency to meet the person's or family's housing costs.".

(c) Section 521(a)(2)(A) of such Act is amended by striking out "25 per centum of income." and inserting in lieu thereof "the highest of (i) 30 per centum of monthly adjusted income, (ii) 10 per centum of monthly income; or (iii) if the person or family is receiving payments for welfare assistance from a public agency, the portion of such payments which is specifically designated by such agency to meet the person's or family's housing costs. Any rent or contribution of any recipient shall not increase as a result of this section or any other provision of Federal law or regulation by more than 10 per centum during any twelve-month period, unless the increase above 10 per centum is attributable to increases in income which are unrelated to this subsection or other law or regulation.".

(d) Section 530 of such Act is amended by striking out "25" and inserting in lieu thereof "30".

(e) Section 521 of such Act is amended by adding at the end thereof the following:

"(d)(1)(A) In entering into contracts for assistance under this section and utilizing rental assistance authority which becomes available, the Secretary shall first assure that expiring contracts are extended for those units occupied by persons and families of low income, and that additional assistance is used where necessary to provide the full amount authorized pursuant to existing contracts.

"(B) Remaining funds shall be used for contracts which assist very low-income persons and families occupying projects receiving commitments under section 514, 515, or 516 after fiscal year 1983, except that up to 5 per centum of the units assisted may be occupied by persons and families of low income.

"(C) To the extent any funds are available after providing assistance in accordance with subparagraphs (A) and (B), the Secretary shall provide additional assistance to existing projects which would become occupied and affordable by very low-income persons and families, except that up to 5 per centum of the units assisted may be occupied by persons and families of low income.

"(2) The Secretary shall transfer rental assistance contract authority under this section from projects where such authority is unused after initial rentup and not needed because of a lack of eligible tenants in the area to projects where such authority is needed.

"(e) Any rent or contribution of any recipient shall not increase as a result of this section, any amendment thereto, or any other provision of Federal law or regulation by more than 10 per centum during any twelve-month period, unless the increase above 10 per centum is attributable to increases in income which are unrelated to this subsection or other law or regulation.".

(f) The amendments made by this section shall take effect six months after the date of enactment of this Act, or upon the earlier promulgation of regulations implementing this section by the Secretary.

TECHNICAL AND SUPERVISORY ASSISTANCE

SEC. 518. (a) The last sentence of section 525(b) of the Housing Act of 1949 is amended by striking out all after "sooner" and inserting in lieu thereof a period.

(b) Section 525(c) of such Act is repealed.

CONDOMINIUM HOUSING

SEC. 519. (a) Section 526 of the Housing Act of 1949 is amended—

(1) by striking out "in his discretion" in subsection (a); and

(2) by striking out "in his discretion" in subsection (c).

FHA INSURANCE

SEC. 520. Title V of the Housing Act of 1949 is amended by adding at the end thereof the following:

"FHA INSURANCE

"SEC. 531. The Secretary is authorized to act as an agent of the Secretary of Housing and Urban Development to recommend insurance of any mortgage meeting the requirements of section 203 of the National Housing Act.".

PROCESSING OF APPLICATION

SEC. 521. Title V of the Housing Act of 1949 is amended by adding at the end thereof the following new section:

"PROCESSING OF APPLICATIONS

"SEC. 532. (a) The Secretary shall, in making assistance available under this title, give a priority to applications submitted by—

"(1) persons and families that have the greatest housing assistance needs because of their low income and their residing in inadequate dwellings;

"(2) applicants applying for assistance for projects that will serve such persons and families; and

"(3) applicants residing in areas which are the most rural in character.

"(b) In making available the assistance authorized by section 513 and section 521(a) with respect to projects involving insured and guaranteed loans and interest credits and rental assistance payments, the Secretary shall process and approve requests for such assistance in a manner that provides for a preliminary reservation of assistance at the time of initial approval of the project.".

RURAL HOUSING PRESERVATION GRANT PROGRAM

SEC. 522. Title V of the Housing Act of 1949 is amended by adding at the end thereof the following:

"HOUSING PRESERVATION GRANTS

"SEC. 533. (a) The purpose of this section is to authorize the Secretary to make grants to eligible grantees including private nonprofit organizations, Indian tribes, general units of local government, counties, States, and consortia of other eligible grantees, in order to—

"(1) rehabilitate single family housing in rural areas which is owned by low- and very low-income persons and families, and

"(2) rehabilitate rental properties or cooperative housing which has a membership resale structure that enables the cooperative to maintain affordability for persons of low income in rural areas serving low- and very low-income occupants.

The Secretary may also provide assistance payments as provided by section 8(o) of the United States Housing Act of 1937 upon the request of grantees in order to minimize the displacement of very low-income tenants residing in units rehabilitated with assistance under this section.

"(b) Rehabilitation programs assisted under this section shall—

"(1) be used to provide loans or grants to owners of single family housing in order to cover the cost of repairs and improvements;

"(2) be used to provide interest reduction payment;

"(3) be used to provide loans or grants to owners of rental housing, except that rental rehabilitation assistance provided under this subsection for any structure shall not exceed 75 per centum of the total costs associated with the rehabilitation of that structure;

"(4) be used to provide other comparable assistance that the Secretary deems appropriate to carry out the purpose of this section, designed to reduce the costs of such repair and rehabilitation in order to make such housing affordable by persons of low income and, to the extent feasible, by persons and families whose incomes do not exceed 50 per centum of the area median income;

"(5) benefit low- and very low-income persons and families in rural areas, without causing the displacement of current residents; and

"(6) raise health and safety conditions to meet those specified in section 509(a).

"(c)(1) The Secretary shall allocate rehabilitation grant funds for use in each State on the basis of a formula contained in a regulation prescribed by the Secretary using the average of the ratios between—

"(A) the population of the rural areas in that State and the population of the rural areas of all States;

"(B) the extent of poverty in the rural areas in that State and the extent of poverty in the rural areas of all States; and

"(C) the extent of substandard housing in the rural areas of that State and the extent of substandard housing in the rural areas of all States.

Any funds which are allocated to a State but uncommitted to grantees will be transferred to the State office of the Farmers Home Administration in a timely manner and be used for authorized rehabilitation activities under section 504.

"(2) Unless there is only one eligible grantee in a State, a single grantee may not receive more than 50 per centum of a State's allocation.

"(d)(1) Eligible grantees may submit a statement of activity to the Secretary at the time specified by the program administrator, containing a description of its proposed rehabilitation program. The statement shall consist of the activities each entity proposes to undertake for the fiscal year, and the projected progress in carrying out those activities. The statement of activities shall be made available to the public for comment.

"(2) In preparing such statement, the grantee shall consult with and consider the views of appropriate local officials.

"(3) The Secretary shall evaluate the merits of each statement on the basis of such criteria as the Secretary shall prescribe, including the extent—

"(A) to which the repair and rehabilitation activities will assist persons of low income who lack adequate shelter, with priority given to applications assisting the maximum number of persons and families whose incomes do not exceed 50 per centum of the area median income;

"(B) to which the repair and rehabilitation activities include the participation of other public or private organizations in providing assistance, in addition to the assistance provided under this section, in order to lower the costs of such activities or provide for the leveraging of available funds to supplement the rural housing preservation grant program;

"(C) to which such activities will be undertaken in rural areas having populations below 10,000 or in remote parts of other rural areas;

"(D) to which the repair and rehabilitation activities may be expected to result in achieving the greatest degree of repair or improvement for the least cost per unit or dwelling;

"(E) to which the program would minimize displacement;

"(F) to which the program would alleviate overcrowding in rural residences inhabited by low- and very low-income persons and families;

"(G) to which the program would minimize the use of grant funds for administrative purposes; and

"(H) to which the owner agrees to meet the requirement of subsection (e)(1)(B)(iv) for a period longer than 5 years;

and shall assess the demonstrated capacity of the grantee to carry out the program as well as the financial feasibility of the program.

"(4) The amount of assistance provided under this section with respect to any housing shall be the least amount that the Secretary determines is necessary to provide, through the repair and rehabilitation of such housing, decent housing of modest design that is affordable for persons of low income.

"(e)(1) Assistance under this section may be provided with respect to rental or cooperative housing only if—

"(A) the owner has entered into such agreements with the Secretary as may be necessary to assure compliance with the requirements of this section, to assure the financial feasibility of such housing, and to carry out the other provisions of this section;

"(B) the owner agrees—

"(i) to pass on to the tenants any reduction in the debt service payments resulting from the assistance provided under this section;

"(ii) not to convert the units to condominium ownership (or in the case of a cooperative, to condominium ownership or any form of cooperative ownership not eligible for assistance under this section);

"(iii) not refuse to rent a dwelling unit in the structure to a family solely because the family is receiving or is eligible to receive assistance under any Federal, State, or local housing assistance program; and

"(iv) that the units repaired and rehabilitated with such assistance will be occupied, or available for occupancy, by persons of low income;

during the 5-year period beginning on the date on which the units in the housing are available for occupancy;

"(C) the unit of general local government or nonprofit organization that receives the assistance certifies to the satisfaction of the Secretary that the assistance will be made available in conformity with Public Law 88-352 and Public Law 90-284;

"(D) the owner agrees to enter into and abide by written leases with the tenants, which leases shall provide that tenants may be evicted only for good cause; and

"(E) the unit of general local government or nonprofit organization will agree to supervise repairs and rehabilitation and will agree to have a disinterested party inspect such repairs and rehabilitation.

"(2) Assistance under this section provided with respect to any housing other than rental or cooperative housing may be provided only if the owner complies with the requirements set forth in subparagraph (E) of paragraph (1) and any other requirements established by the Secretary to carry out the purpose of this section.

"(3)(A) The Secretary shall provide that if the owner or his or her successors in interest fail to carry out the agreements described in subparagraphs (A) and (B) of paragraph (1) during the applicable period, the owner or his or her successors in interest shall make a payment to the Secretary of an amount that equals the total amount of assistance provided under this section with respect to such housing, plus interest thereon (without compounding), for each year and any fraction thereof that the assistance was outstanding, at a rate determined by the Secretary taking into account the average yield on outstanding marketable long-term obligations of the United States during the month preceding the date on which the assistance was made available.

"(B) Notwithstanding any other provision of law, any assistance provided under this section shall constitute a debt, which is payable in the case of any failure to carry out the agreements described in subparagraphs (A), (B), and (C) of paragraph (1), and shall be secured by the security instruments provided by the owner to the Secretary.

"(f) The Secretary shall provide for such advance payments of assistance under this section as the Secretary determines is necessary to effectively carry out the provisions of this section.

"(g) The Secretary shall, at least on an annual basis, make such review and audits as may be necessary or appropriate to determine whether the grantee has carried out its activities in a timely manner and in accordance with the requirements of this section, the degree to which the activities assisted benefitted persons of low income and very low-income who lacked adequate housing, and whether the grantee has a continuing capacity to carry out the activities in a timely manner. The Secretary may adjust, reduce, or withdraw resources made available to grantees receiving assistance under this section, or take other action as appropriate in accordance with the findings of these reviews and audits. Any amounts which became available as a result of actions under this subsection shall be reallocated in the year in which they become available to such grantee or grantees as the Secretary may determine.

"(h) The Secretary is authorized to prescribe such rules and regulations and make such delegations of authority as he deems necessary to carry out this section within 90 days after the date of enactment of this section.

"(i) The Secretary shall establish procedures which support national historic preservation objectives and which assure that, if any rehabilitation proposed to be assisted under this section would affect property that is included or is eligible for inclusion on the National Register of Historic Places, such activity shall not be undertaken unless (1) it will reasonably meet the standards for rehabilitation issued by the Secretary of the Interior and the appropriate State historic preservation officer is afforded the opportunity to comment on the specific rehabilitation plan, or (2) the Advisory Council on Historic Preservation is afforded an opportunity to comment on cases for which the recipient of assistance, in consultation with the State historic preservation officer, determines that the proposed rehabilitation activity cannot reasonably meet such standards or would adversely affect historic property as defined therein.

"(j) Not later than 180 days after the close of each fiscal year in which assistance under this section is furnished, the Secretary shall submit to the Congress a report which shall contain—

"(1) a description of the progress made in accomplishing the objectives of this section; and

"(2) a summary of the use of such funds during the preceding year.

The Secretary shall require grantees under this section to submit to him such reports, and other information as may be necessary in order for the Secretary to make the report required by this subsection.".

MISCELLANEOUS

SEC. 523. Title V of the Housing Act of 1949 is amended by adding at the end thereof the following:

"REVIEW OF RULES AND REGULATIONS

"SEC. 534. (a) Notwithstanding any other provision of law, no rule or regulation pursuant to this title may become effective unless it has first been published for public comment in the Federal Register for at least 60 days, and published in final form for at least 30 days.

"(b) The Secretary shall transmit to the chairman and ranking Member of the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Banking, Finance and Urban Affairs of the House, all rules and regulations at least 15 days before they are sent to the Federal Register for purposes of subsection (a).

"(c) The provisions of this section shall not apply to a rule or regulation which the Secretary certifies is issued on an emergency basis.

"RECIPROCITY IN APPROVAL OF HOUSING SUBDIVISIONS AMONG FEDERAL AGENCIES

"SEC. 535. The Secretary of Agriculture, the Secretary of Housing and Urban Development, and the Administrator of Veterans' Affairs shall each accept an administrative approval of any housing subdivision made by any of the others so that not later than January 1, 1984, there is total reciprocity for housing subdivision approvals among the agencies which they head.".

TITLE VI—EXPORT-IMPORT BANK ACT AMENDMENTS OF 1983

SHORT TITLE

SEC. 601. This title may be cited as the "Export-Import Bank Act Amendments of 1983".

PART A—EXPORT-IMPORT BANK ACT AMENDMENTS

EXTENSION OF THE EXPORT-IMPORT BANK ACT

SEC. 611. Section 8 of the Export-Import Bank Act of 1945 (12 U.S.C. 635f) is amended by striking out "November 18, 1983" and inserting in lieu thereof "September 30, 1986".

COMPETITIVE MANDATE

SEC. 612. (a) The second sentence of section 2(b)(1)(A) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)(A)) is amended—

(1) by inserting "in all its programs" after "objective"; and

(2) by inserting "fully" after "which are".

(b) The first sentence of section 2(b)(1)(B) of such Act (12 U.S.C. 635(b)(1)(B)) is amended by striking out "It is" and all that follows through "exports of other countries;" and inserting in lieu thereof the following: "It is further the policy of the United States that loans made by the Bank in all its programs shall bear interest at rates determined by the Board of Directors, consistent with the Bank's mandate to support United States exports at rates and on terms and conditions which are fully competitive with exports of other countries, and consistent with international agreements. For the purpose of the preceding sentence, rates and terms and conditions need not be equivalent to those offered by foreign countries, but should be established so that the effect of such rates, terms, and conditions for all the Bank's programs, including those for small businesses and for medium-term financing, will be to neutralize the effect of such foreign credit on international sales competition. The Bank shall consider its average cost of money as one factor in its determination of interest rates, where such consideration does not impair the Bank's primary function of expanding United States exports through fully competitive financing. It is also the policy of the United States".

(c) The first sentence of section 2(b)(1)(B) of such Act (12 U.S.C. 635(b)(1)(B)), as in effect on the day before the date of the enactment of this title, is amended by inserting "export trading companies," after "independent export firms,".

ADVISORY COMMITTEE

SEC. 613. Section 3(d) of the Export-Import Bank Act of 1945 (12 U.S.C. 635a(d)) is amended to read as follows:

"(d)(1)(A) There is established an Advisory Committee to consist of twelve members who shall be appointed by the Board of Directors on the recommendation of the President of the Bank.

"(B) Such members shall be broadly representative of production, commerce, finance, agriculture, labor, services, and State government.

"(2) Not less than three members appointed to the Advisory Committee shall be representative of the small business community.

"(3) The Advisory Committee shall meet at least once each quarter.

"(4) The Advisory Committee shall advise the Bank on its programs, and shall submit, with the report specified in section 2(b)(1)(A) of this Act, its own comments to the Congress on the extent to which the Bank is meeting its mandate to provide competitive financing to expand United States exports, and any suggestions for improvements in this regard.".

TERMS OF DIRECTORS

SEC. 614. (a) Section 3(c) of the Export-Import Bank Act of 1945 (12 U.S.C. 635a(c)) is amended—

(1) by redesignating the first sentence through the seventh sentence of such section as paragraphs (1) through (7), respectively;

(2) in the fifth paragraph of such section, as so redesignated by paragraph (1), by striking out "Terms of the directors shall be at the pleasure of the President of the United States, and the" and inserting in lieu thereof "The"; and

(3) by adding at the end thereof the following:

"(8)(A) The terms of the directors, including the President and the First Vice President of the Bank, appointed under this section shall be four years, except that—

"(i) during their terms of office, the directors shall serve at the pleasure of the President of the United States;

"(ii) the term of any director appointed after the date of enactment of this paragraph to serve before January 20, 1985, shall expire on January 20, 1985;

"(iii) of the directors first appointed to serve beginning on or after January 21, 1985, two directors (other than the President and First Vice President of the Bank) shall be appointed for terms of two years, as designated by the President of the United States at the time of their appointment; and

"(iv) any director first appointed to serve for a term beginning on any date after January 21, 1985, shall serve only for the remainder of the period for which such director would have been appointed if such director's term had begun on January 21, 1985. If such term would have expired before the date on which such director's term actually begins, the term of such director shall be the four-year period, or remainder thereof, as if such director had been preceded by a director whose term had begun on January 21, 1985.

"(B) Of the five members of the Board appointed by the President, not less than one such member shall be selected from among the small business community and shall represent the interests of small business.

"(C) Any person chosen to fill a vacancy shall be appointed only for the unexpired term of the director whom such person succeeds.

"(D) Any director whose term has expired may be reappointed.".

(b) In order to carry out the amendment made by subsection (a) regarding section 3(c)(8)(B) of the Export-Import Bank Act of 1945, the first member, other than a member who will serve as Chairman or Vice Chairman of the Bank, appointed by the President of the United States to the Board of Directors of the Export-Import Bank of the United States after the date of the enactment of this section shall be selected from among the small business community and shall represent the interests of small business.

REPORT ON AUTHORITY

SEC. 615. Section 7(a)(2) of the Export-Import Bank Act of 1945 (12 U.S.C. 635e(a)(2)) is amended to read as follows:

"(2)(A)(i) Not later than March 31 of each fiscal year, the President of the United States shall determine whether the authority available to the Bank for such fiscal year will be sufficient to meet the Bank's needs, particularly those needs arising from—

"(I) increases in the level of exports unforeseen at the time of the original budget request for such fiscal year;

"(II) any increased foreign export credit subsidies; or

"(III) the lack of progress in negotiations to reduce or eliminate export credit subsidies.

"(ii) Not later than April 15 of each year, the President of the United States shall transmit to the Congress a report on such determination.

"(B)(i) If the President of the United States finds that the amount of direct loan authority or guarantee authority available to the Bank for the fiscal year involved exceeds the amount which will be necessary to carry out the Bank's functions consistent with the availability of qualified applications and limitations imposed by law during such year, the President of the United States shall promptly transmit to the Congress a request for legislation to eliminate the amount of such excess direct loan, loan guarantee, or insurance authority.

"(ii) The Bank shall continue to make remaining amounts of its authority available for the fiscal year involved, in accordance with its practices and the requirements of this Act, unless otherwise directed pursuant to law.".

EXPORTS OF SERVICES

SEC. 616. (a) Section 2 of the Export-Import Bank Act of 1945 (12 U.S.C. 635) is amended—

(1) in the second sentence of subsection (a)(1), by inserting "and services" after "exchange of commodities";

(2) in the second sentence of subsection (b)(1)(A), by inserting "of goods and services" after "exports"; and

(3) by inserting after subsection (b)(1)(C) the following:

"(D)(i) It is further the policy of the United States to foster the delivery of United States services in international commerce. In exercising its powers and functions, the Bank shall give full and equal consideration to making loans and providing guarantees for the export of services (independently, or in conjunction with the export of manufactured goods, equipment, hardware or other capital goods) consistent with the Bank's policy to neutralize foreign subsidized credit competition and to supplement the private capital market.

"(ii) The Bank shall include in its annual report a summary of its programs regarding the export of services.".

(b) Section 206 of the Export Trading Company Act of 1982 (Public Law 97-290) is amended—

(1) by striking out "or" after "export accounts receivable" and inserting in lieu thereof a comma; and

(2) by inserting after "exportable goods," the following: "accounts receivable from leases, performance contracts, grant commitments, participation fees, member dues, revenue from publications, or such other collateral as the Board of Directors may deem appropriate,".

COMPETITIVE INSURANCE

SEC. 617. Section 2 of the Export-Import Bank Act of 1945 (12 U.S.C. 635) is amended by adding at the end thereof the following:

"(d)(1) In carrying out its responsibilities under this Act, the Bank shall work to ensure that United States companies are afforded an equal and nondiscriminatory opportunity to bid for insurance in connection with transactions assisted by the Bank.

"(2) In furtherance of such effort, the Chairman of the Bank shall review Bank policies and programs in regard to this issue, and in coordination with the United States Trade Representative and the appropriate agencies of the Department of State, the Department of the Treasury, and the Department of Commerce, undertake actions designed to promote equal and nondiscriminatory opportunities to bid for insurance in connection with all aspects of international trade activities.

"(3) The Bank shall report to the Committee or Banking, Finance and Urban Affairs of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate not later than May 15, 1984, regarding—

"(A) the existing obstacles to equal and nondiscriminatory bidding for insurance related to transactions assisted by the Bank;

"(B) the efforts that the Bank has taken in addressing such problems; and

"(C) recommendations for such legislative or administrative actions as the Bank considers necessary.".

SMALL BUSINESS NEEDS

SEC. 618. (a) Section 2(b)(1) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)) is amended—

(1) in subparagraph (B), by striking out "that the Bank shall give due recognition to the policy stated in section 2(a) of the Small Business Act" and all that follows through "the Small Business Administration and other departments and agencies in matters affecting small business concerns;"; and

(2) by adding at the end thereof the following:

"(E)(i)(I) It is further the policy of the United States to encourage the participation of small business in international commerce.

"(II) In exercising its authority, the Bank shall develop a program which gives fair consideration to making loans and providing guarantees for the export of goods and services by small businesses.

"(ii) It is further the policy of the United States that the Bank shall give due recognition to the policy stated in section 2(a) of the Small Business Act that 'the Government should aid, counsel, assist, and protect, insofar as is possible, the interests of small business concerns in order to preserve free competitive enterprise'.

"(iii) In furtherance of this policy, the Board of Directors shall designate an officer of the Bank who—

"(I) shall be responsible to the President of the Bank for all matters concerning or affecting small business concerns; and

"(II) among other duties, shall be responsible for advising small business concerns of the opportunities for small business concerns in the functions of the Bank and for maintaining liaison with the Small Business Administration and other departments and agencies in matters affecting small business concerns.

"(iv) The Director appointed to represent the interests of small business under section 3(c) of this Act shall ensure that the Bank carries out its responsibilities under clauses (ii) and (iii) of this subparagraph and that the Bank's financial and other resources are, to the maximum extent possible, appropriately used for small business needs.

"(v) To assure that the purposes of clauses (i) and (ii) of this subparagraph are carried out, the Bank shall make available, from the aggregate loan, guarantee, and insurance authority available to it, an amount to finance exports by small business concerns (as defined under section 3 of the Small Business Act) which shall be not less than—

"(I) 6 per centum of such authority for fiscal year 1984;

"(II) 8 per centum of such authority for fiscal year 1985; and

"(III) 10 per centum of such authority for fiscal year 1986 and thereafter.

"(vi) The Bank shall utilize the amount set aside pursuant to clause (v) of this subparagraph to offer financing for small business exports on terms which are fully competitive with regard to interest rates and with regard to the portion of financing which may be provided, guaranteed, or insured. Financing under this clause (vi) shall be available without regard to whether financing for the particular transaction was disapproved by any other Federal agency.

"(vii)(I) The Bank shall utilize a part of the amount set aside pursuant to clause (v) to provide lines of credit or guarantees to consortia of small or medium size banks, export trading companies, State export finance agencies, export financing cooperatives, small business investment companies (as defined in section 103 of the Small Businss Investment Act of 1958), or other financing institutions or entities in order to finance small business exports.

"(II) Financing under this clause (vii) shall be made available only where the consortia or the participating institutions agree to undertake processing, servicing, and credit evaluation functions in connection with such financing.

"(III) To the maximum extent practicable, the Bank shall delegate to the consortia the authority to approve financing under this clause (vii).

"(IV) In the administration of the program under this clause (vii), the Bank shall provide appropriate technical assistance to participating consortia and may require such consortia periodically to furnish information to the Bank regarding the number and amount of loans made and the creditworthiness of the borrowers.

"(viii) In order to assure that the policy stated in clause (i) is carried out, the Bank shall promote small business exports and its small business export financing programs in cooperation with the Secretary of Commerce, the Office of International Trade of the Small Business Administration, and the private sector, particularly small business organizations, State agencies, chambers of commerce, banking organizations, export management companies, export trading companies, and private industry.".

(b) Section 9 of such Act (12 U.S.C. 635g) is amended—

(1) in the first sentence of subsection (b), by inserting before the period at the end thereof the following: "and of the activities of the member of the Board appointed to represent the interests of small business"; and

(2) by adding at the end thereof the following:

"(c)(1) The Bank shall include in its annual report to the Congress a report on the allocation of the sums set aside for small business exports pursuant to section 2(b)(1)(E).

"(2) Such report shall specify—

"(A) the total number and dollar volume of loans made from the sums set aside;

"(B) the number and dollar volume of loans made through the consortia program under section 2(b)(1)(E)(vii);

"(C) the amount of guarantees and insurance provided for small business exports;

"(D) the number of recipients of financing from the sums set aside who have not previously participated in the Bank's programs;

"(E) the number of commitments entered into in amounts less than $500,000; and

"(F) any recommendations for increasing the participation of banks and other institutions in the programs authorized under section 2(b)(1)(E).

"(3) For the purpose of this subsection, the Bank's report shall be transmitted to the Committee on Small Business of the Senate and the Committee on Small Business of the House of Representatives.".

(c) Section 2(b)(1) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)) is amended by adding at the end thereof the following:

"(F) Consistent with international agreements, the Bank shall urge the Foreign Credit Insurance Association to provide coverage against 100 per centum of any loss with respect to exports having a value of less than $100,000.".

SPECIAL FACILITIES IN SUPPORT OF UNITED STATES EXPORTS

SEC. 619. (a) The Export-Import Bank Act of 1945 (12 U.S.C. 635 et seq.) is amended by adding at the end thereof the following:

"SPECIAL FACILITIES IN SUPPORT OF UNITED STATES EXPORTS

"SEC. 13. The Bank is authorized to establish general facilities consisting of guarantees and insurance in support of export transactions to Brazil in the aggregate amount of $1,500,000,000 and to Mexico in the aggregate amount of $500,000,000. No such guarantees may be made, or insurance issued, after March 31, 1985.".

(b) The first sentence of section 2(b)(3) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(3)) is amended by inserting "or general guarantee or insurance facility" after "no loan or financial guarantee".

(c) Section 2(b)(3)(A) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(3)(A)) is amended to read as follows:

"(A) in the case of a loan or financial guarantee—

"(i) a brief description of the purposes of the transaction;

"(ii) the identity of the party or parties requesting the loan or financial guarantee;

"(iii) the nature of the goods or services to be exported and the use for which the goods or services are to be exported; and

"(iv) in the case of a general guarantee or insurance facility—

"(I) a description of the nature and purpose of the facility;

"(II) the total amount of guarantees or insurance; and

"(III) the reasons for the facility and its methods of operation; and".

(d) Section 2(b) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)) is amended—

(1) by redesignating paragraph (8) as paragraph (9);

(2) by redesignating paragraph (7), the second time it appears therein, as paragraph (8); and

(3) by adding at the end thereof the following:

"(10)(A) The Bank shall not, without a specific authorization by law, guarantee, insure, or extend credit (or participate in the extension of credit) to—

"(i) assist specific countries with balance of payments financing; or

"(ii) assist (as the primary purpose of any such guarantee, insurance, or credit) any country in the management of its international indebtedness, other than its outstanding obligations to the Bank.

"(B) Nothing contained in subparagraph (A) shall preclude guarantees, insurance, or credit the primary purpose of which is to support United States exports.".

TECHNICAL AMENDMENTS

SEC. 620. (a) Section 2(b)(4) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(4)) is amended by striking out "he" wherever it appears and inserting in lieu thereof "the Secretary".

(b) Section 3(e) of the Export-Import Bank Act of 1945 (12 U.S.C. 635a(e)) is amended—

(1) by striking out "his" and inserting in lieu thereof "such individual's"; and

(2) by striking out "he" and inserting in lieu thereof "such individual".

(c) Section 4 of the Export-Import Bank Act of 1945 (12 U.S.C. 635b) is amended by striking out "he" and inserting in lieu thereof "the President".

(d) Section 7(b) of the Export-Import Bank Act of 1945 (12 U.S.C. 635e(b)) is amended by striking out "he" wherever it appears and inserting in lieu thereof "the President".

CAPITAL LEVEL OF THE BANK

SEC. 621. The Export-Import Bank Act of 1945 (12 U.S.C. 635 et seq.) is amended by adding at the end thereof the following:

"CAPITAL LEVEL OF THE BANK

"SEC. 14. After fiscal year 1983, if at the end of any fiscal quarter the value of the total capital stock and retained earnings of the Bank falls below 50 per centum of the value of the total capital stock and retained earnings of the Bank at the end of fiscal year 1983, the Board of Directors shall notify the Congress of the decrease in the level of the capital stock of the Bank not later than thirty days after the end of the fiscal quarter involved and the Congress shall take appropriate action.".

MEDIUM-TERM FINANCING

SEC. 622. Section 2(a) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(a)) is amended by adding at the end thereof the following:

"(2) In order for the Bank to be competitive in all of its financing programs with countries whose exports compete with United States exports, the Bank shall establish a program that—

"(A) provides medium-term financing where necessary to be fully competitive—

"(i) at rates of interest to the customer which are equal to rates established in international agreements; and

"(ii) in amounts up to 85 percent of the total cost of the exports involved; and

"(B) enables the Bank to cooperate fully with the Secretary of Commerce and the Administrator of the Small Business Administration to develop a program for purposes of disseminating information (using existing private institutions) to small business concerns regarding the medium-term financing provided under this paragraph.".

REPORT TO CONGRESS

SEC. 623. Section 9 of the Export-Import Bank Act of 1945 (12 U.S.C. 635g) is amended by adding at the end thereof the following:

"(d)(1) The report shall include a detailed description of all actions which have been taken by the Bank or which will be taken by the Bank—

"(A) to maintain the competitive position of key linkage industries in the United States;

"(B) to support industries which are engaged in the export of high value added products;

"(C) to support industries which are engaged in the development of new capital goods technology;

"(D) to preserve and create high skilled jobs in the United States economy; and

"(E) to enhance the opportunity for growth and expansion of small businesses and entrepreneurial enterprises.

"(2) Such report shall include the comments of the Advisory Committee regarding the objectives specified in paragraph (1).".

PART B—MATCHING CREDITS

MATCHING CREDITS

SEC. 631. Section 1912 of the Export-Import Bank Act Amendments of 1978 is amended—

(1) by adding at the end of subsection (a)(1) the following: "The inquiry, and where appropriate, the determination and authorization to the Export-Import Bank of the United States referred to in this section shall be completed and made within 60 days of the receipt of such information."; and

(2) in subsection (b)(1), by striking out "determining factor" and inserting in lieu thereof "significant factor".

REPORT

SEC. 632. Section 1911 of the Export-Import Bank Act Amendments of 1978 is amended by adding at the end thereof the following: "After October 1, 1983, there are authorized to be appropriated such sums as may be necessary to carry out the provisions of this section.".

TECHNICAL AMENDMENT

SEC. 633. (a) Section 1912(b) of the Export-Import Bank Act Amendments of 1978 is amended by strking out "he" and inserting in lieu thereof "the Secretary".

(b) Section 1912(a)(2) of the Export-Import Bank Act Amendments of 1978 is amended by striking out "he" and inserting in lieu thereof "the Secretary".

PART C—TIED AID CREDIT EXPORT SUBSIDIES

SHORT TITLE

SEC. 641. This part may be referred to as the "Trade and Development Enhancement Act of 1983".

STATEMENT OF PURPOSE

SEC. 642. The purpose of this part is—

(1) to expand employment and economic growth in the United States by expanding United States exports to the markets of the developing world;

(2) to stimulate the economic development of countries in the developing world by improving their access to credit for the importation of United States products and services for developmental purposes;

(3) to neutralize the predatory financing engaged in by many nations whose exports compete with United States exports, and thereby restore export competition to a market basis; and

(4) to encourage foreign governments to enter into effective and comprehensive agreements with the United States to end the use of tied aid credits for exports, and to limit and govern the use of export credit subsidies generally.

NEGOTIATING MANDATE

Sec. 643. The President shall vigorously pursue negotiations to limit and set rules for the use of tied aid for exports. The negotiating objectives of the United States should include reaching agreements—

(1) to define the various forms of tied aid credit, particularly mixed credits under the Arrangement on Guidelines for Officially Supported Export Credits established through the Organization for Economic Cooperation and Development (hereinafter in this part referred to as the "Arrangement");

(2) to phase out the use of government-mixed credits by a date certain;

(3) to set rules governing the use of public-private cofinancing, or other forms of mixed financing, which may have the same result as government-mixed credits of drawing on concessional development assistance to produce subsidized export financing;

(4) to raise the threshold for notification of the use of tied aid credit to a 50 per centum level of concessionality;

(5) to improve notification procedures so that advance notification must be given on all uses of tied aid credit; and

(6) to prohibit the use of tied aid credit for production facilities for goods which are in structural oversupply in the world.

ESTABLISHMENT OF A TIED AID CREDIT PROGRAM IN THE UNITED STATES EXPORT-IMPORT BANK

Sec. 644. (a)(1) The Chairman of the Export-Import Bank of the United States shall establish, within the Export-Import Bank of the United States, a program of tied aid credits for United States exports.

(2) The program shall be carried out in cooperation with the Agency for International Development and with private financial institutions or entities, as appropriate.

(3) The program may include—

(A) the combined use of the credits, loans, or guarantees offered by the Export-Import Bank of the United States with concessional financing or grants offered by the Agency for International Development, by methods including the blending of the financing of, or parallel financing by, the Bank and the Agency for International Development; and

(B) the combined use of credits, loans, or guarantees offered by the Bank, with financing offered by private financial institutions or entities, by methods including the blending of the financing of, or parallel financing by, the Bank and private institutions or entities.

(b) The purpose of the tied aid credit program under this section is to offer or arrange for financing for the export of United States goods and services which is substantially as concessional as foreign financing for which there is reasonable proof that such foreign financing is being offered to, or arranged for, a bona fide foreign competitor for a United States export sale.

(c) The Chairman of the Bank is authorized to establish a fund, as necessary, for carrying out the tied aid credit program described in this section.

(d) Concessional financing or grants offered by the Agency for International Development for the purposes of the mixed financing program established under this section shall be made available in accordance with the provisions of subsections (c) and (d) of section 645 of this Act.

ESTABLISHMENT OF A TIED AID CREDIT PROGRAM IN THE AGENCY FOR INTERNATIONAL DEVELOPMENT

SEC. 645. (a) The Administrator of the Agency for International Development shall establish within the Agency a program of tied aid credits for United States exports. The program shall be carried out in cooperation with the Export-Import Bank of the United States and with private financial institutions or entities, as appropriate. The program may include—

(1) the combined use of the credits, loans, or guarantees offered by the Bank with concessional financing or grants offered by the Agency for International Development, by methods including the blending of the financing of, or parallel financing by, the Bank and the Agency for International Development; and

(2) the combination of concessional financing or grants offered by the Agency for International Development with financing offered by private financial institutions or entities, by methods including the blending of the financing of, or parallel financing by, the Agency for International Development and private institutions or entities.

(b) These funds may be combined with financing by the Export-Import Bank of the United States or private commercial financing in order to offer, or arrange for, financing for the exportation of United States goods and services which is substantially as concessional as foreign financing for which there is reasonable proof that such foreign financing is being offered to, or arranged for, a bona fide foreign competitor for a United States export sale.

(c)(1) Funds of the agency for International Development which are used to carry out a tied aid credit program authorized by subsections (a) and (b) shall be offered only to finance United States exports which can reasonably be expected to contribute to the advancement of the development objectives of the importing country or countries, and shall be consistent with the economic, security, and political criteria used to establish country allocations of Economic Support Funds.

(2) The Administrator of the Agency for International Development is authorized to establish a fund, as necessary, for carrying out a tied aid credit financing program as described in this section.

(d) The Administrator of the Agency for International Development may draw on Economic Support Funds allocated for Commodity Import Programs to finance a tied aid credit activity.

IMPLEMENTATION

SEC. 646. (a)(1) The National Advisory Council on International Monetary and Financial Policies shall coordinate the implementation of the tied aid credit programs authorized by sections 644 and 645.

(2) No financing may be approved under the tied aid credit programs authorized by section 644 or section 645 without the unanimous consent of the members of the National Advisory Council on International Monetary and Financial Policies.

DEFINITIONS

SEC. 647. For purposes of this part—

(1) the term "tied aid credit" means credit—

(A) which is provided for development aid purposes;

(B) which is tied to the purchase of exports from the country granting the credit;

(C) which is financed either exclusively from public funds, or, as a mixed credit, partly from public and partly from private funds; and

(D) which has a grant element, as defined by the Development Assistance Committee of the Organization for Economic Cooperation and Development, greater than zero percent;

(2) the term "government-mixed credits" means the combined use of credits, insurance, and guarantees offered by the Export-Import Bank of the United States with concessional financing or grants offered by the Agency for International Development to finance exports;

(3) the term "public-private cofinancing" means the combined use of either official development assistance or official export credit with private commercial credit to finance exports;

(4) the term "blending of financings" means the use of various combinations of official development assistance, official export credit, and private commercial credit, integrated into a single package with a single set of financial terms, to finance exports;

(5) the term "parallel financing" means the related use of various combinations of separate lines of official development assistance, official export credits, and private commercial credit, not combined into a single package with a single set of financial terms, to finance exports; and

(6) the term "Bank" means the Export-Import Bank of the United States.

SEC. 650. (a) Section 702 of the Tariff Act of 1930 as amended, is amended by adding after subsection 702(b)(2) a new subsection 702(b)(3) as follows:

"(3) PETITION BASED UPON A DEROGATION OF AN INTERNATIONAL UNDERTAKING ON OFFICIAL EXPORT CREDITS.—If the sole basis of a petition filed under subsection 702(b)(1) is the derogation of an international undertaking on official export credits, the Administering Authority shall immediately notify the Secretary of the Treasury who shall, in consultation with the Administering Authority, within twenty days determine the existence and estimated value of the derogation, if any, and shall publish such determination in the Federal Register.".

(b) Section 703 of the Tariff Act of 1930, as amended, is amended by redesignating subsection 703(b) as subsection 703(b)(1) and adding a new subsection 703(b)(2) as follows:

"(2) Notwithstanding subsection (b)(1), when the petition is one subject to subsection 702(b)(3), the Administering Authority shall, taking into account the nature of the subsidy concerned, make the determination required by subsection 703(b)(1) on an expedited basis and within 85 days after the date on which the petition is filed under section 702(b) unless the provisions of section 703(c) apply.".

(c) Title VII of the Tariff Act of 1930 is amended by adding at the end thereof the following new section—

"SEC. 708. Nothing in this title shall be interpreted as superseding the provisions of section 1912 of the Export-Import Bank Act Amendments of 1978, except that in the event of an assessment of duty based on a derogation under section 706 or action under section 703(d)(2), the Secretary of the Treasury shall not authorize the Bank to provide guarantees, insurance and credits to competing United States sellers pursuant to section 1912 of such Act.".

TITLE VII—MISCELLANEOUS PROVISIONS

HOME MORTGAGE DISCLOSURE ACT AMENDMENTS

SEC. 701. (a) Sections 304, 310, and 311 of the Home Mortgage Disclosure Act of 1975 (12 U.S.C. 2803, 2809, and 2810) are amended by striking out "standard metropolitan statistical area" wherever it appears and inserting in lieu thereof "primary metropolitan statistical area, metropolitan statistical area, or consolidated metropolitan statistical area that is not comprised of designated primary metropolitan statistical areas".

(b) Section 308 of the Home Mortgage Disclosure Act of 1975 (12 U.S.C. 2807) is amended by striking out "standard metropolitan statistical areas" wherever it appears and inserting in lieu thereof "primary metropolitan statistical areas, metropolitan statistical areas, or consolidated metropolitan statistical areas that are not comprised of designated primary metropolitan statistical areas".

(c) Section 203(1) of the Depository Institutions Management Interlocks Act (12 U.S.C. 3202(1)) is amended by striking out "standard metropolitan statistical area" and inserting in lieu thereof "primary metropolitan statistical area, the same metropolitan statistical area, or the same consolidated metropolitan statistical area that is not comprised of designated primary metropolitan statistical areas".

MEMBERS TO SERVE UNTIL SUCCESSORS ARE APPOINTED

SEC. 702. (a) Section 2 of the Federal Deposit Insurance Act (12 U.S.C. 1812) is amended by inserting after the third sentence the following: "Each such appointive member may continue to serve after the expiration of his term until a successor has been appointed and qualified.".

(b) Section 17(a) of the Federal Home Loan Bank Act (12 U.S.C. 1436(a)) is amended by adding at the end thereof the following: "Upon the expiration of the term of office of a member of the Board, such member may continue to serve until a successor has been appointed and qualified.".

DEFENSE PRODUCTION ACT EXTENSION

SEC. 703. The first sentence of Section 717(a) of the Defense Production Act of 1950 (50 U.S.C. App. 2166(a)) is amended by striking out "September 30, 1983" and inserting in lieu thereof "March 30, 1984".

TITLE VIII—INTERNATIONAL MONETARY FUND

PROMOTING CONDITIONS FOR EXCHANGE RATE STABILITY

SEC. 801. The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended by adding at the end thereof the following:

"PROMOTING CONDITIONS FOR EXCHANGE RATE STABILITY

"SEC. 40. (a) In order to help assure that the resources provided under section 41 are used to support pro-growth policies which will help establish the economic conditions necessary for more appropriate financial and exchange rate alignment and stability, it is the sense of Congress that the Secretary of the Treasury shall—

"(1) in consultation with the Secretary of State and the United States Trade Representative, initiate discussions with other countries regarding the economic dislocations which result from structural exchange rate imbalances; and

"(2) instruct the United States Executive Director of the Fund to work for adoption of policies in the Fund, both within the framework of article IV (of the Articles of Agreement of the Fund) consultations and with respect to the conditions associated with Fund-supported balance of payments adjustments programs, which promote conditions contributing to the stability of exchange rates and avoid the manipulation of exchange rates between major currencies. Among other initiatives, the Secretary of the Treasury shall propose strengthening the article IV consultation procedures of the Fund to attempt to ensure that countries which are artificially maintaining undervalued or overvalued rates of exchange agree to adopt market determined exchange rates.

"(b) In determining his vote on extensions of assistance to any Fund borrower, the United States Executive Director of the Fund shall take into account whether such borrower's policies are consistent with the requirements of article IV of the Articles of Agreement of the Fund.".

QUOTA INCREASE

SEC. 802. (a) The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended—

(1) in section 17(a)—

(A) by striking out "decision of January 5, 1962," and inserting in lieu thereof "decisions of January 5, 1962, and February 24, 1983, as amended in accordance with their terms,"; and

(B) by striking out "not to exceed $2,000,000,000 outstanding at any one time," and inserting in lieu thereof "in an amount not to exceed the equivalent of 4,250,000,000 Special Drawing Rights, limited to such amounts as are provided in advance in appropriations Acts, except that prior to activation, the Secretary of the Treasury shall certify that supplementary resources are needed to forestall or cope with an impairment of the international monetary system and that the Fund has fully explored other means of funding,";

(2) in section 17(b), by striking out "$2,000,000,000," and inserting in lieu thereof "4,250,000,000 Special Drawing Rights, except that prior to activation, the Secretary of the Treasury shall certify whether supplementary resources are needed to forestall or cope with an impairment of the international monetary system and that the Fund has fully explored other means of funding,";

(3) by adding at the end of section 17 the following:

"(d) Unless the Congress by law so authorizes, neither the President, the Secretary of the Treasury, nor any other person acting on behalf of the United States, may instruct the United States Executive Director to the Fund to consent to any amendment to the Decision of February 24, 1983, of the Executive Directors of the Fund, if the adoption of such amendment would significantly alter the amount, terms, or conditions of participation by the United States in the General Arrangements to Borrow."; and

(4) by adding at the end thereof the following:

"QUOTA INCREASE

"SEC. 41. (a) The United States Governor of the Fund is authorized to consent to an increase in the quota of the United States in the Fund equivalent to 5,310,800,000 Special Drawing Rights, limited to such amounts as are provided in advance in appropriations Acts.

"(b)(1) The Secretary of the Treasury shall consult with the chairman and the ranking minority member of—

"(A) the Committee on Banking, Finance and Urban Affairs and the Committee on Appropriations of the House of Representatives, and any appropriate subcommittee of each such committee; and

"(B) the committee on Foreign Relations, the Committee on Appropriations, and the Committee on Banking, Housing, and Urban Affairs of the Senate, and any appropriate subcommittee of each such committee, for purposes of discussing the position of the executive branch and the views of the Congress with respect to any international negotiations being held to consider any future quota increase for the International Monetary Fund which may involve an increased contribution, subscription, or loan by the United States.

"(2) Such consultation shall be made—

"(A) not later than thirty days before the initiation of such international negotiations;

"(B) during the period in which such negotiations are being held, in a frequent and timely manner; and

"(C) before a session of such negotiations is held at which the United States representatives may agree to such quota increase.

"COLLECTION AND EXCHANGE OF INFORMATION ON MONETARY AND FINANCIAL PROBLEMS

"SEC. 42. (a) It is the sense of the Congress that—

"(1) the lack of sufficient information currently available to allow members of the Fund to make sound and prudent decisions concerning their public and private sector international borrowing, and to allow lenders to make sound and prudent decisions concerning their international lending, threatens the stability of the international monetary system; and

"(2) in recognition of the Fund's duties, as provided particularly by article VIII of the Articles of Agreement of the Fund, to act as a center for the collection and exchange of information on monetary and financial problems, the Fund should adopt necessary and appropriate measures to ensure that more complete and timely financial information will be available.

"(b) To this end, the Secretary of the Treasury shall instruct the United States Executive Director of the Fund to initiate discussions with other directors of the Fund and with Fund management, and to propose and vote for, the adoption of procedures, within the Fund—

"(1) to collect and disseminate information, on a quarterly basis, from and to Fund members, and to such other persons as the Fund deems appropriate, concerning—

"(A) the extension of credit by banks or nonbanks to private and public entities, including all government entities, instrumentalities, and central banks of member countries; and

"(B) the receipt of such credit by those private and public entities of member countries, where such banks or nonbanks are not principally established within the borders of the member country to which the credits are extended; and

"(2) to disseminate publicly information which is developed in the course of the Fund's collection, and to review and comment on efforts which the Fund determines would serve to enhance the informational base upon which international borrowing and lending decisions are taken.

"(c) For purposes of this section, the term 'credit' includes—

"(1) outstanding loans to private and public entities, including government entities, instrumentalities, and central banks of any member, and

"(2) unused lines of credit which have been made available to those private and public entities of any member,

where such loans or lines of credit are repayable in freely convertible currency.

"(d) The President is authorized to use the authority provided under section 8 of this Act to require any person (as defined in such section) subject to the jurisdiction of the United States to provide such information as the Fund determines to be necessary in order to carry out the provisions of this section.".

SPECIAL DRAWING RIGHTS

SEC. 803. Section 6 of the Special Drawing Rights Act (22 U.S.C. 286q) is amended—

(1) by inserting "(a)" after "Sec. 6."; and

(2) by adding at the end thereof the following:

"(b)(1) Neither the President nor any person or agency shall on behalf of the United States vote to allocate Special Drawing Rights under article XVIII, sections 2 and 3, of the Articles of Agreement of the Fund without consultations by the Secretary of the Treasury at least 90 days prior to any such vote, with the Chairman and ranking minority members of the Committee on Foreign Relations and the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Banking, Finance and Urban Affairs of the House of Representatives, and the appropriate subcommittees thereof.

"(2) Such consultations shall include an explanation of the consistency of such proposal to allocate with the requirements of the Articles of Agreement of the Fund, in particular the requirement that in all its decisions with respect to allocation of Special Drawing Rights, the Fund shall 'seek to meet the long-term global need, as and when it arises, to supplement existing reserve assets in such manner as will promote the attainment of its purposes and will avoid economic stagnation and deflation as well as excess demand and inflation in the world'.".

INSTRUCTIONS TO THE UNITED STATES EXECUTIVE DIRECTOR

Sec. 804. The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended by adding at the end thereof the following:

"INSTRUCTIONS TO THE UNITED STATES EXECUTIVE DIRECTOR

"Sec. 43. (a) The Congress hereby finds that Communist dictatorships result in severe constraints on labor and capital mobility and other highly inefficient labor and capital supply rigidities which contribute to balance of payments deficits in direct contradiction of the goals of the International Monetary Fund. Therefore, the Secretary of the Treasury shall instruct the United States Executive Director of the Fund to actively oppose any facility involving use of Fund credit by any Communist dictatorship, unless the Secretary of the Treasury certifies and documents in writing upon request and so notifies and appears, if requested, before the Foreign Relations and Banking, Housing, and Urban Affairs Committees of the Senate and the Banking, Finance and Urban Affairs Committee of the House of Representatives, at least twenty-one days in advance of any vote on such drawing that such drawing—

(1) provides the basis for correcting the balance of payments difficulties and restoring a sustainable balance of payments position;

(2) would reduce the severe constraints on labor and capital mobility or other highly inefficient labor and capital supply rigidities and advances market-oriented forces in that country; and

(3) is in the best economic interest of the majority of the people in that country.

Should the Secretary not meet a request to appear before the aforementioned committees at least twenty-one days in advance of any vote on any facility involving use of Fund credit by any communist dictatorship and certify and document in writing that these three conditions have been met, the United States Executive Director shall vote against such program.

"(b) The Congress hereby finds that the practice of apartheid results in severe constraints on labor and capital mobility and other highly inefficient labor and capital supply rigidities which contribute to balance of payments deficits in direct contradiction of the goals of the International Monetary Fund. Therefore, the President shall instruct the United States Executive Director of the Fund to actively oppose any facility involving use of Fund credit by any country which practices apartheid unless the Secretary of the Treasury certifies and documents in writing, upon request, and so notifies and appears, if requested, before the Foreign Relations and Banking, Housing, and Urban Affairs Committees of the Senate and the Banking, Finance and Urban Affairs Committee of the House of Representatives, at least twenty-one days in advance of any vote on such drawing, that such drawing: (1) would reduce the severe constraints on labor and capital mobility, through such means as increasing access to education by workers and reducing artificial constraints on worker mobility and substantial reduction of racially-based restrictions on the geographical mobility of labor; (2) would reduce other highly inefficient labor and capital supply rigidities; (3) would benefit economically the majority of the people of any country which practices apartheid; (4) is suffering from a genuine balance of payments imbalance that cannot be met by recourse to private capital markets. Should the Secretary not meet a request to appear before the aforementioned committees at least twenty-one days in advance of any vote on any facility involving use of Fund credit by any country practicing apartheid and certify and document in writing that these four conditions have been met, the United States Executive Director shall vote against such program.".

ELIMINATION OF AGRICULTURAL EXPORT SUBSIDIES

Sec. 805. The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended by adding at the end thereof the following:

"ELIMINATION OF AGRICULTURAL EXPORT SUBSIDIES

"Sec. 44. The Secretary of the Treasury shall instruct the United States Executive Director of the Fund to propose and work for the adoption of a policy encouraging Fund members to eliminate all predatory agricultural export subsidies which might result in the reduction of other member countries' exports.".

SUSTAINING ECONOMIC GROWTH

Sec. 806. The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended by adding at the end thereof the following:

"SUSTAINING ECONOMIC GROWTH

"Sec. 45. (a)(1) The President shall instruct the Secretary of the Treasury, the Secretary of State, and other appropriate Federal officials, and shall request the Chairman of the Board of Governors of the Federal Reserve System, to use all appropriate means to encourage countries to formulate economic adjustment programs to deal with their balance of payment difficulties and external debt owed to private banks.

"(2) Such economic adjustment programs should be designed to safeguard, to the maximum extent feasible, international economic growth, world trade, employment, and the long-term solvency of banks, and to minimize the likelihood of civil disturbances in countries needing economic adjustment programs.

"(b) To ensure the effectiveness of economic adjustment programs supported by Fund resources—

"(1) the United States Executive Director of the Fund shall recommend and shall work for changes in Fund guidelines, policies, and decisions which would—

"(A) convert short-term bank debt which was made at high interest rates into long-term debt at lower rates of interest;

"(B) assure that the annual external debt service, which shall include principal, interest, points, fees, and other charges required of the country involved, is a manageable and prudent percentage of the projected annual export earnings of such country; and

"(C) provide that in approving any economic adjustment program the Fund shall take into account the number of countries applying to the Fund for economic adjustment programs and the aggregate effects that such programs will have on international economic growth, world trade, exports and employment of other member countries, and the long-term solvency of banks; and

"(2) except as provided in subsection (c) of this section, the United States Executive Director of the Fund shall oppose and vote against providing assistance from the Fund for any economic adjustment program for a country in which the annual external debt service exceeds 85 per centum of the annual export earnings of such country, unless the Secretary of the Treasury first determines and provides written documentation to the Committee on Banking, Housing, and Urban Affairs and the Committee on Foreign Relations of the Senate and the Committee on Banking, Finance and Urban Affairs of the House of Representatives that—

"(A) the economic adjustment program converts high interest rate, short-term bank debt into long-term debt at significantly narrower interest rate spreads than the average interest rate spreads prevailing on bank debt reschedulings negotiated between August 1982 and August 1983 for countries receiving assistance from the Fund for economic adjustment programs in order to minimize the burdens of adjustment on the debtor nation, provided that such interest rate spreads are consistent with that nation's need to obtain adequate external private financing;

"(B) the annual external debt service required of the country involved is a manageable and prudent percentage of the projected annual export earnings of such country; and

"(C) the economic adjustment program will not have an adverse impact on international economic growth, world trade, exports, and employment of other member countries, and the long-term solvency of banks.

"(c) The provisions of subsection (b)(2) shall not apply in any case in which the Secretary of the Treasury first determines and provides written documentation to the Committee on Banking, Housing, and Urban Affairs and the Committee on Foreign Relations of the Senate and the Committee on Banking, Finance and Urban Affairs of the House of Representatives that—

"(1) an emergency exists in a nation that has applied to the Fund for assistance that requires an immediate short-term loan to avoid disrupting orderly financial markets;

"(2) a sudden decrease in export earnings in the country applying to the Fund for assistance has increased the ratio of annual external debt service to annual export earnings, to greater than 85 per centum for a period projected to be no more than one year; or

"(3) other extraordinary circumstances exist which warrant waiving the provisions of subsection (b)(2).".

OPPOSING FUND BAILOUTS OF BANKS

SEC. 807. The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended by adding at the end thereof the following:

"OPPOSING FUND BAILOUTS OF BANKS

"SEC. 46. The Secretary of the Treasury shall instruct the United States Executive Director of the Fund—

"(1) to oppose and vote against any Fund drawing by a member country where, in his judgment, the Fund resources would be drawn principally for the purpose of repaying loans which have been imprudently made by banking institutions to the member country; and

"(2) to work to insure that the Fund encourages borrowing countries and banking institutions to negotiate, where appropriate, a rescheduling of debt which is consistent with safe and sound banking practices and the country's ability to pay.".

SURPLUS COMMODITIES

SEC. 808. (a) Section 4(b) of the Bretton Woods Agreements Act (22 U.S.C. 286b(b)) is amended by adding at the end thereof the following:

"(8) The general policy objectives for the guidance of the United States Executive Director of the Bank shall take into account the effect that development assistance loans have upon individual industry sectors and international commodity markets—

"(A) to minimize projected adverse impacts; and

"(B) to avoid, wherever possible, government subsidization of production and exports of international commodities without regard to economic conditions in the markets for such commodities.".

INTERNATIONAL COOPERATION

SEC. 809. The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended by adding at the end thereof the following:

"INTERNATIONAL COOPERATION

"SEC. 47. The Secretary of the Treasury shall instruct the United States Executive Director of the Fund to propose that the Fund adopt the following policies with respect to international lending:

"(1) In its consultations with a member government on its economic policies pursuant to article IV of the Articles of Agreement of the Fund, the Fund should—

"(A) intensify its examination of the trend and volume of external indebtedness of private and public borrowers in the member country and comment, as appropriate, in its report to the Executive Board from the viewpoint of the contribution of such borrowings to the economic stability of the borrower; and

"(B) consider to what extent and in what form these comments might be made available to the international banking community and the public.

"(2) As part of any Fund-approved stabilization program, the Fund should give consideration to placing limits on public sector external short- and long-term borrowing.

"(3) As a part of its annual report, and at such times as it may consider desirable, the Fund should publish its evaluation of the trend and volume of international lending as it affects the economic situation of lenders, borrowers, and the smooth functioning of the international monetary system.".

IMF INTEREST RATES

SEC. 810. The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended by adding at the end thereof the following:

"IMF INTEREST RATES

"SEC. 48. The Secretary of the Treasury shall instruct the United States Executive Director of the Fund to propose and work for the adoption of Fund policies regarding the rate of remuneration paid on use of member's quota subscriptions and the rate of charges on Fund drawings to bring those rates in line with market rates.".

BORROWING IN UNITED STATES CREDIT MARKETS

SEC. 811. Section 5 of the Bretton Woods Agreements Act (22 U.S.C. 286c) is amended by adding at the end thereof the following: "Neither the President nor any person or agency shall, on behalf of the United States, consent to any borrowing (other than borrowing from a foreign government or other official public source) by the Fund of funds denominated in United States dollars, unless the Secretary of the Treasury transmits a notice of such proposed borrowing to both Houses of the Congress at least 60 days prior to the date on which such borrowing is scheduled to occur.".

TRADE PROVISIONS

SEC. 812. The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended by adding at the end thereof the following:

"TRADE PROVISIONS

"SEC. 49. (a)(1) The Secretary of the Treasury shall instruct the United States Executive Director of the Fund to initiate a wide consultation with the Managing Director of the Fund and the other directors of the Fund with regard to the development of Fund financial assistance policies which, to the maximum feasible extent—

"(A) reduce obstacles to and restrictions upon international trade and investment in goods and services;

"(B) eliminate unfair trade and investment practices; and

"(C) promote mutually advantageous economic relations.

"(2) The Secretary of the Treasury shall work closely in this effort with the Trade Policy Committee.

"(3) As part of this effort, the Secretary of the Treasury shall also instruct the United States Executive Director of the Fund to encourage close cooperation between Fund staff and the GATT Secretariat.

"(b)(1) The Secretary of the Treasury shall instruct the United States Executive Director of the Fund, prior to the extension to any country of financial assistance by the Fund, to work to have the Fund obtain the agreement of such country to eliminate, in a manner consistent with its balance of payments adjustment program, unfair trade and investment practices with respect to goods and services which the United States Trade Representative, after consultation with the Trade Policy Committee, has determined to have a significant deleterious effect on the international trading system.

"(2) Such practices include—

"(A) the provision of predatory export subsidies, employed in connection with the exporting of agricultural commodities and products thereof to foreign countries;

"(B) the provision of other export subsidies, such as government subsidized below-market interest rate financing for commodities or manufactured goods;

"(C) unreasonable import restrictions;

"(D) the imposition of trade-related performance requirements on foreign investment; and

"(E) practices which are inconsistent with international agreements.

"(c)(1) In determining the United States position on requests for periodic drawing under Fund programs, the Secretary of the Treasury shall take full account of the progress countries have made in achieving targets for eliminating or phasing out the practices referred to in subsection (b) of this section.

"(2) In the event that the United States supports a request for drawing by a country that has not achieved the Fund targets relating to such practices specified in its program, the Secretary of the Treasury shall report to the appropriate committees of the Congress the reasons for the United States position.".

REPORTS TO CONGRESS

SEC. 813. The Bretton Woods Agreements Act (22 U.S.C. 286 et seq.) is amended by adding at the end thereof the following:

"REPORTS TO CONGRESS

"SEC. 50. (a) The National Advisory Council on International Monetary and Financial Policies shall include in its annual reports to the Congress—

"(1) a statement listing all appraisal reports which have been circulated during the preceding year within the Bank for project assistance which would establish or enhance the capacity of any country to produce a commodity for export, if—

"(A) such commodity is in surplus on world markets or is likely to be in surplus on world markets at the time the resulting productive capacity is expected to become operative; and

"(B) such project assistance will cause material injury to United States producers of the same, similar, or competing commodity;

"(2) a review of success in reducing or eliminating import restrictions and unfair export subsidies which have been determined to be inconsistent with international agreements, and which have a serious adverse impact on the United States, or any other member's, exports or employment;

"(3) a study for the fiscal year 1984 report of the impact on the United States steel and copper industries of steel and copper subsidies by nations who are borrowers from the Fund;

"(4) a review for the fiscal year 1984 report regarding progress achieved in reaching the goal of eliminating all predatory agricultural export subsidies which might result in the reduction of other member countries' exports as set forth in section 44; and

"(5) copies of the analyses and any written documentation prepared by the Secretary of the Treasury pursuant to subsections (b)(2) and (c) of section 45 and a statement detailing the actions and progress made in carrying out the requirements of subsections (a) and (b) of section 45.

"(b) Not later than one year after the date of the enactment of this section, the Secretary of the Treasury shall transmit a report to the Congress on the operation of the international monetary and financial system, including—

"(1) findings of the Secretary of the Treasury, the Chairman of the Board of Governors of the Federal Reserve, and the Secretary of State regarding consideration of United States membership in the Bank for International Settlements; and

"(2) proposals to improve the floating exchange rate system.

"(c) Not later than one year after the date of the enactment of this section, the Secretary of the Treasury shall transmit a report to the Congress with respect to strengthening the role and improving the operation of the International Monetary Fund, including—

"(1) ways to maintain realistic, market-determined exchange rates with other major currencies and recommendations regarding what can be done to avoid exchange rate manipulation. In particular, such report shall examine the policies of major trading partners which (A) maintain a substantial trade surplus with the United States, and (B) encourage export of capital to such an extent that exchange rates do not appear to reflect adjustments based on trade patterns alone;

"(2) a review and analysis of—

"(A) the ability of the Fund to promote real economic growth and sustained, noninflationary recovery, pursuant to its mandate in article I of the Articles of Agreement of the Fund, in countries which enter into stabilization programs with the Fund;

"(B) the feasibility of the Fund issuing securities in the private capital markets as a means of increasing its resources, either in lieu of, or in addition to, future quota increases, together with an evaluation of how such borrowing would affect the credit markets of the United States;

"(C) the feasibility of returning all or part of the Fund's gold reserves to Fund members or of selling the Fund's gold reserves in the private markets in an effort to raise capital;

"(D) the feasibility of establishing temporary, supplemental financing facilities at the Fund;

"(E) the feasibility of establishing a Gold Lending Facility whereby the Fund would lend gold to Fund members who would in turn use such gold as collateral for commercial loans;

"(F) recommendations for amendments to the Articles of Agreement of the Fund, if any, to improve the role of the Fund in the international monetary system; and

"(G) the effect on (i) the market price of gold, (ii) countries whose central banks maintain reserves in the form of gold and (iii) credit markets of the United States as a result of taking any of the actions described in subparagraphs (C), (D), or (E) of this paragraph;

"(3) actions which have been taken to carry out the provisions of section 33 of this Act;

"(4) progress made in implementing section 48 of this Act;

"(5) a study on the past and potential impact of Fund loan quota extension on world oil prices, such study to be done in cooperation with the Secretary of State and the Secretary of Energy;

"(6) an assessment—

"(A) of whether under present circumstances a systematic restructuring and stretching out of developing country debt should be conducted;

"(B) regarding the role global recovery will play in solving the debt crisis and what interim financing measures may have to be taken for those countries which have no possibility of continuing to service their debts even in the event of a vigorous economic recovery;

"(C) of whether the Fund, which is increasingly being used as a source of credit to finance balance of payments deficits, has adeqate resources to cover all conceivable requests for credit extensions taking into account the quota increase consented to under section 41 of this Act;

"(D) regarding what role the United States Government sees for the Fund in providing finance and credit to the least developed countries who have such a limited capacity to borrow to finance payments deficits; and

"(E) pursuant to the agreement at the Williamsburg Summit, outlining what progress has been made in the consultations among finance ministers and the managing director of the Fund on the conditions for improving the international monetary system; and

"(7) establishing collection, review, comment, and reporting procedures within the Fund as provided in section 42 of this Act.".

TITLE IX—INTERNATIONAL LENDING SUPERVISION

SHORT TITLE

SEC. 901. This title may be cited as the "International Lending Supervision Act of 1983".

DECLARATION OF POLICY

SEC. 902. (a)(1) It is the policy of the Congress to assure that the economic health and stability of the United States and the other nations of the world shall not be adversely affected or threatened in the future by imprudent lending practices or inadequate supervision.

(2) This shall be achieved by strengthening the bank regulatory framework to encourage prudent private decisionmaking and by enhancing international coordination among bank regulatory authorities.

(b) The Federal banking agencies shall consult with the banking supervisory authorities of other countries to reach understandings aimed at achieving the adoption of effective and consistent supervisory policies and practices with respect to international lending.

DEFINITIONS

SEC. 903. For purposes of this title—

(1) the term "appropriate Federal banking agency" has the same meaning given such term in section 3(q) of the Federal Deposit Insurance Act, except that for purposes of this title such term means the Board of Governors of the Federal Reserve System for—

(A) bank holding companies and any nonbank subsidiary thereof;

(B) Edge Act corporations organized under section 25(a) of the Federal Reserve Act; and

(C) Agreement Corporations operating under section 25 of the Federal Reserve Act; and

(2) the term "banking institution" means—

(A)(i) an insured bank as defined in section 3(h) of the Federal Deposit Insurance Act or any subsidiary of an insured bank;

(ii) an Edge Act corporation organized under section 25(a) of the Federal Reserve Act; and

(iii) an Agreement Corporation operating under section 25 of the Federal Reserve Act; and

(B) to the extent determined by the appropriate Federal banking agency, any agency or branch of a foreign bank, and any commercial lending company owned or controlled by one or more foreign banks or companies that control a foreign bank as those terms are defined in the International Banking Act of 1978. The term "banking institution" shall not include a foreign bank.

STRENGTHENED SUPERVISION OF INTERNATIONAL LENDING

SEC. 904. (a) Each appropriate Federal banking agency shall evaluate banking institution foreign country exposure and transfer risk for use in banking institution examination and supervision.

(b) Each such agency shall establish examination and supervisory procedures to assure that factors such as foreign country exposure and transfer risk are taken into account in evaluating the adequacy of the capital of banking institutions.

RESERVES

SEC. 905. (a)(1) Each appropriate Federal banking agency shall require a banking institution to establish and maintain a special reserve whenever, in the judgment of such appropriate Federal banking agency—

(A) the quality of such banking institution's assets has been impaired by a protracted inability of public or private borrowers in a foreign country to make payments on their external indebtedness as indicated by such factors, among others, as—

(i) a failure by such public or private borrowers to make full interest payments on external indebtedness;

(ii) a failure to comply with the terms of any restructured indebtedness; or

(iii) a failure by the foreign country to comply with any International Monetary Fund or other suitable adjustment program; or

(B) no definite prospects exist for the orderly restoration of debt service.

(2) Such reserves shall be charged against current income and shall not be considered as part of capital and surplus or allowances for possible loan losses for regulatory, supervisory, or disclosure purposes.

(b) The appropriate Federal banking agencies shall analyze the results of foreign loan rescheduling negotiations, assess the loan loss risk reflected in rescheduling agreements, and, using the powers set forth in section 908 (regarding capital adequacy), ensure that the capital and reserve positions of United States banks are adequate to accommodate potential losses on their foreign loans.

(c) The appropriate Federal banking agencies shall promulgate regulations or orders necessary to implement this section within one hundred and twenty days after the date of the enactment of this title.

ACCOUNTING FOR FEES ON INTERNATIONAL LOANS

SEC. 906. (a)(1) In order to avoid excessive debt service burdens on debtor countries, no banking institution shall charge, in connection with the restructuring of an international loan, any fee exceeding the administrative cost of the restructuring unless it amortizes such fee over the effective life of each such loan.

(2)(A) Each appropriate Federal banking agency shall promulgate such regulations as are necessary to further carry out the provisions of this subsection.

(B) The requirement of paragraph (1) shall take effect on the date of the enactment of this section.

(b)(1) Subject to subsection (a), the appropriate Federal banking agencies shall promulgate regulations for accounting for agency, commitment, management and other fees charged by a banking institution in connection with an international loan.

(2) Such regulations shall establish the accounting treatment of such fees for regulatory, supervisory, and disclosure purposes to assure that the appropriate portion of such fees is accrued in income over the effective life of each such loan.

(3) The appropriate Federal banking agencies shall promulgate regulations or orders necessary to implement this subsection within one hundred and twenty days after the date of the enactment of this title.

COLLECTION AND DISCLOSURE OF CERTAIN INTERNATIONAL LENDING DATA

SEC. 907. (a) Each appropriate Federal banking agency shall require, by regulation, each banking institution with foreign country exposure to submit, no fewer than four times each calendar year, information regarding such exposure in a format prescribed by such regulations.

(b) Each appropriate Federal banking agency shall require, by regulation, banking institutions to disclose to the public information regarding material foreign country exposure in relation to assets and to capital.

(c) The appropriate Federal banking agencies shall promulgate regulations or orders necessary to implement this section within one hundred and twenty days after the date of the enactment of this title.

CAPITAL ADEQUACY

SEC. 908. (a)(1) Each appropriate Federal banking agency shall cause banking institutions to achieve and maintain adequate capital by establishing minimum levels of capital for such banking institutions and by using such other methods as the appropriate Federal banking agency deems appropriate.

(2) Each appropriate Federal banking agency shall have the authority to establish such minimum level of capital for a banking institution as the appropriate Federal banking agency, in its discretion, deems to be necessary or appropriate in light of the particular circumstances of the banking institution.

(b)(1) Failure of a banking institution to maintain capital at or above its minimum level as established pursuant to subsection (a) may be deemed by the appropriate Federal banking agency, in its discretion, to constitute an unsafe and unsound practice within the meaning of section 8 of the Federal Deposit Insurance Act.

(2)(A) In addition to, or in lieu of, any other action authorized by law, including paragraph (1), the appropriate Federal banking agency may issue a directive to a banking institution that fails to maintain captial at or above its required level as established pursuant to subsection (a).

(B)(i) Such directive may require the banking institution to submit and adhere to a plan acceptable to the appropriate Federal banking agency describing the means and timing by which the banking institution shall achieve its required capital level.

(ii) Any such directive issued pursuant to this paragraph, including plans submitted pursuant thereto, shall be enforceable under the provisions of section 8(i) of the Federal Deposit Insurance Act to the same extent as an effective and outstanding order issued pursuant to section 8(b) of the Federal Deposit Insurance Act which has become final.

(3)(A) Each appropriate Federal banking agency may consider such banking institution's progress in adhering to any plan required under this subsection whenever such banking institution, or an affiliate thereof, or the holding company which controls such banking institution, seeks the requisite approval of such appropriate Federal banking agency for any proposal which would divert earnings, diminish capital, or otherwise impede such banking institution's progress in achieving its minimum capital level.

(B) Such appropriate Federal banking agency may deny such approval where it determines that such proposal would adversely affect the ability of the banking institution to comply with such plan.

(C) The Chairman of the Board of Governors of the Federal Reserve System and the Secretary of the Treasury shall encourage governments, central banks, and regulatory authorities of other major banking countries to work toward maintaining and, where appropriate, strengthening the capital bases of banking institutions involved in international lending.

FOREIGN LOAN EVALUATIONS

SEC. 909. (a)(1) In any case in which one or more banking institutions extend credit, whether by loan, lease, guarantee, or otherwise, which individually or in the aggregate exceeds $20,000,000, to finance any project which has as a major objective the construction or operation of any mining operation, any metal or mineral primary processing operation, any fabricating facility or operation, or any metal-making operations (semi and finished) located outside the United States or its territories and possessions, a written economic feasibility evaluation of such foreign project shall be prepared and approved in writing by a senior official of the banking institution, or, if more than one banking institution is involved, the lead banking institution, prior to the extension of such credit.

(2) Such evaluation shall—

(A) take into account the profit potential of the project, the impact of the project on world markets, the inherent competitive advantages and disadvantages of the project over the entire life of the project, and the likely effect of the project upon the overall long-term economic development of the country in which the project is located; and

(B) consider whether the extension of credit can reasonably be expected to be repaid from revenues generated by such foreign project without regard to any subsidy, as defined in international agreements, provided by the government involved or any instrumentality of any country.

(b) Such economic feasibility evaluations shall be reviewed by representatives of the appropriate Federal banking agencies whenever an examination by such appropriate Federal banking agency is conducted.

(c)(1) The authorities of the Federal banking agencies contained in section 8 of the Federal Deposit Insurance Act and in section 910 of this Act, except those contained in section 910(d), shall be applicable to this section.

(2) No private right of action or claim for relief may be predicated upon this section.

GENERAL AUTHORITIES

SEC. 910. (a)(1) The appropriate Federal banking agencies are authorized to interpret and define the terms used in this title, and each appropriate Federal banking agency shall prescribe rules or regulations or issue orders as necessary to effectuate the purposes of this title and to prevent evasions thereof.

(2) The appropriate Federal banking agency is authorized to apply the provisions of this title to any affiliate of an insured bank, but only to affiliates for which it is the appropriate Federal banking agency, in order to promote uniform application of this title or to prevent evasions thereof.

(3) For purposes of this section, the term "affiliate" shall have the same meaning as in section 23A of the Federal Reserve Act, except that the term "member bank" in such section shall be deemed to refer to an "insured bank", as such term is used in section 3(h) of the Federal Deposit Insurance Act.

(b) The appropriate Federal banking agencies shall establish uniform systems to implement the authorities provided under this title.

(c)(1) The powers and authorities granted in this title shall be supplemental to and shall not be deemed in any manner to derogate from or restrict the authority of each appropriate Federal banking agency under section 8 of the Federal Deposit Insurance Act or any other law including the authority to require additional capital or reserves.

(2) Any such authority may be used by any appropriate Federal banking agency to ensure compliance by a banking institution with the provisions of this title and all rules, regulations, or orders issued pursuant thereto.

(d)(1) Any banking institution which violates, or any officer, director, employee, agent, or other person participating in the conduct of the affairs of such banking institution, who violates any provision of this title, or any rule, regulation, or order, issued under this title, shall forfeit and pay a civil penalty of not more than $1,000 per day for each day during which such violation continues.

(2) Such violations shall be deemed to be a violation of a final order under section 8(i)(2) of the Federal Deposit Insurance Act and the penalty shall be assessed and collected by the appropriate Federal banking agency under the procedures established by, and subject to the rights afforded to parties in, such section.

GAO AUDIT AUTHORITY

SEC. 911. (a)(1) Under regulations of the Comptroller General, the Comptroller General shall audit the appropriate Federal banking agencies (as defined in section 903 of this title), but may carry out an onsite examination of an open insured bank or bank holding company only if the appropriate Federal banking agency has consented in writing.

(2) An audit under this subsection may include a review or evaluation of the international regulation, supervision, and examination activities of the appropriate Federal banking agency, including the coordination of such activities with similar activities of regulatory authorities of a foreign government or international organization.

(3) Audits of the Federal Reserve Board and Federal Reserve banks may not include—

(A) transactions for, or with, a foreign central bank, government of a foreign country, or nonprivate international financing organization;

(B) deliberations, decisions, or actions on monetary policy matters, including discount window operations, reserves of member banks, securities credit, interest on deposits, or open market operations;

(C) transactions made under the direction of the Federal Open Market Committee; or

(D) a part of a discussion or communication among or between members of the Board of Governors of the Federal Reserve System and officers and employees of the Federal Reserve System related to subparagraphs (A) through (C) of this paragraph.

(b)(1)(A) Except as provided in this subsection, an officer or employee of the General Accounting Office may not disclose information identifying an open bank, an open bank holding company, or a customer of an open or closed bank or bank holding company.

(B) The Comptroller General may disclose information related to the affairs of a closed bank or closed bank holding company identifying a customer of the closed bank or closed bank holding company only if the Comptroller General believes the customer had a controlling influence in the management of the closed bank or closed bank holding company or was related to or affiliated with a person or group having a controlling influence.

(2) An officer or employee of the General Accounting Office may discuss a customer, bank, or bank holding company with an official of an appropriate Federal banking agency and may report an apparent criminal violation to an appropriate law enforcement authority of the United States Government or a State.

(3) This subsection does not authorize an officer or employee of an appropriate Federal banking agency to withhold information from a committee of the Congress authorized to have the information.

(c)(1)(A) To carry out this section, all records and property of or used by an appropriate Federal banking agency, including samples of reports of examinations of a bank or bank holding company the Comptroller General considers statistically meaningful and workpapers and correspondence related to the reports shall be made available to the Comptroller General, including such records and property pertaining to the coordination of international regulation, supervisor and examination activities of an appropriate Federal banking agency.

(B) The Comptroller General shall give each appropriate Federal banking agency a current list of officers and employees to whom, with proper identification, records and property may be made available, and who may make notes or copies necessary to carry out an audit.

(C) Each appropriate Federal banking agency shall give the Comptroller General suitable and lockable offices and furniture, telephones, and access to copying facilities.

(2) Except for the temporary removal of workpapers of the Comptroller General that do not identify a customer of an open or closed bank or bank holding company, an open bank, or an open bank

holding company, all workpapers of the Comptroller General and records and property of or used by an appropriate Federal banking agency that the Comptroller General possesses during an audit, shall remain in such agency. The Comptroller General shall prevent unauthorized access to records or property.

EQUAL REPRESENTATION FOR THE FEDERAL DEPOSIT INSURANCE CORPORATION

SEC. 912. As one of the three Federal bank regulatory and supervisory agencies, and as the insurer of the United States banks involved in international lending, the Federal Deposit Insurance Corporation shall be given equal representation with the Board of Governors of the Federal Reserve System and the Office of the Comptroller of the Currency on the Committee on Banking Regulations and Supervisory Practices of the Group of Ten Countries and Switzerland.

REPORTS

SEC. 913. Not later than six months after the date of the enactment of this title, the Secretary of the Treasury or the appropriate Federal banking agencies as specified below, shall transmit a report to the Congress regarding changes to improve the international lending operations of banking institutions. Such report shall—

(1) review the laws, regulations, and examination and supervisory procedures and practices, governing international banking in each of the Group of Ten Nations and Switzerland with particular attention to such matters bearing on capital requirements, lending limits, reserves, disclosure, examiner access, and lender of last resort resources, such report to be prepared by the Chairman of the Board of Governors of the Federal Reserve System;

(2) outline progress made in reaching the goal specified in section 908(c), such report to be prepared by the Secretary of the Treasury and the Chairman of the Board of Governors of the Federal Reserve System; and

(3) indicate actions taken to implement this title by the appropriate Federal banking agencies, including a description of the actions taken in carrying out the objectives of the title and any actions taken by any appropriate Federal banking agency that are inconsistent with the uniform implementation by the appropriate Federal banking agencies of their respective authorities under this title, and any recommendations for amendments to this or other legislation, such report to be prepared by the appropriate Federal banking agencies.

TITLE X—MULTILATERAL DEVELOPMENT BANKS

INTER-AMERICAN DEVELOPMENT BANK

SEC. 1001. The Inter-American Development Bank Act (22 U.S.C. 283 et seq.) is amended by adding at the end thereof the following:

"SEC. 31. (a)(1) The United States Governor of the Bank is authorized to vote for resolutions—

"(A) which were proposed by the Governors at a special meeting in February 1983;

"(B) which are pending before the Board of Governors of the Bank; and

"(C) which provide for—

"(i) an increase in the authorized capital stock of the Bank and subscriptions thereto; and

"(ii) an increase in the resources of the Fund for Special Operations and contributions thereto.

"(2)(A) Upon adoption of the resolutions specified in paragraph (1), the United States Governor of the Bank is authorized on behalf of the United States to—

"(i) subscribe to 427,396 shares of the increase in the authorized capital stock of the Bank; and

"(ii) contribute $350,000,000 to the Fund for Special Operations.

"(B) Any commitment to make such subscriptions to paid-in and callable capital stock and to make such contributions to the Fund for Special Operations shall be effective only to such extent or in such amounts as are provided in advance in appropriation Acts.

"(b) In order to pay for the increase in the United States subscription and contribution provided for in this section, there are authorized to be appropriated, without fiscal year limitation, for payment by the Secretary of the Treasury—

"(1) $5,155,862,744 for the United States subscriptions to the capital stock of the Bank; and

"(2) $350,000,000 for the United States share of the increase in the resources of the Fund for Special Operations.".

ASIAN DEVELOPMENT BANK

SEC. 1002. The Asian Development Bank Act (22 U.S.C. 285 et seq.) is amended by adding at the end thereof the following:

"SEC. 27. (a)(1) The United States Governor of the Bank is authorized to subscribe on behalf of the United States to one hundred twenty-three thousand three hundred and seventy-five additional shares of the capital stock of the Bank.

"(2) Any subscription to the capital stock of the Bank shall be effective only to such extent or in such amounts as are provided in advance in appropriation Acts.

"(b) In order to pay for the increase in the United States subscription to the Bank provided for in subsection (a), there are authorized to be appropriated, without fiscal year limitation, $1,322,999,476 for payment by the Secretary of the Treasury.

"(c)(1) The Congress hereby finds that—

"(A) the Republic of China (Taiwan) is a charter member in good standing of the Asian Development Bank;

"(B) the Republic of China has grown from a borrower to a lender in the Asian Development Bank; and

"(C) the Republic of China provides, through its economic success, a model for other nations in Asia.

"(2) It is the sense of the Congress that—

"(A) Taiwan, Republic of China, should remain a full member of the Asian Development Bank, and that its status within that body should remain unaltered no matter how the issue of the People's Republic of China's application for membership is disposed of;

"(B) the President and the Secretary of State should express support of Taiwan, Republic of China, making it clear that the United States will not countenance attempts to expel Taiwan, Republic of China, from the Asian Development Bank; and

"(C) the Secretary of the Senate and Clerk of the House shall transmit a copy of this resolution to the President with the request that he transmit such copy to the Board of Governors of the Asian Development Bank.

"SEC. 28. (a)(1) The United States Governor of the Bank is authorized to contribute on behalf of the United States $520,000,000 to the Asian Development Fund, a special fund of the Bank.

"(2) Any commitment to make the contribution authorized in paragraph (1) shall be made subject to obtaining the necessary appropriations.

"(b) In order to pay for the United States contribution to the Asian Development Fund provided for in this section, there are authorized to be appropriated, without fiscal year limitation, $520,000,000 for payment by the Secretary of the Treasury.".

AFRICAN DEVELOPMENT FUND

SEC. 1003. The African Development Fund Act (22 U.S.C. 290g et seq.) is amended by adding at the end thereof the following:

"SEC. 213. (a)(1) The United States Governor of the Fund is authorized to contribute on behalf of the United States $150,000,000 to the Fund as the United States contribution to the third replenishment of the resources of the Fund.

"(2) Any commitment to make the contribution authorized in paragraph (1) shall be made subject to obtaining the necessary appropriations.

"(b) In order to pay for the United States contribution provided for in this section, there are authorized to be appropriated, without fiscal year limitation, $150,000,000 for payment by the Secretary of the Treasury.".

HUMAN RIGHTS

SEC. 1004. Section 701 of the International Financial Institutions Act (22 U.S.C. 262g) is amended—

(1) in subsection (a)(1), by striking out "consistent"; and

(2) in subsection (g)(1), by striking out "The Secretary of the Treasury, in consultation with the Secretary of State, shall report quarterly" and inserting in lieu thereof "Not later than thirty days after the end of each calendar quarter, the Secretary of the Treasury, in consultation with the Secretary of State, shall report.".

STUDY

SEC. 1005. (a) It is the sense of Congress that—

(1) the multilateral development institutions serve an invaluable role in promoting development abroad;

(2) foreign direct investment, trade, and commercial lending make a contribution at least equal to that of development assistance in promoting development;

(3) United States economic interests are vitally affected by conditions in developing countries; and

(4) the multilateral development banks already play an important, although indirect, role in encouraging private investment flows.

(b)(1)(A) The Secretary of the Treasury shall conduct a study of how the multilateral development institutions could more actively encourage foreign direct investment and commercial capital flows and channel such investment and capital flows to developing countries for sound and productive development projects through the International Finance Corporation in cooperation with the multilateral development institutions or through a new investment banking facility at one or more of these institutions.

(B) In addition, such study shall evaluate whether the multilateral development institutions could help increase foreign direct investment and commercial capital flows by insuring that the interests of investors and host governments are adequately protected.

(2) The Secretary of the Treasury shall solicit comments on such study from the multilateral development institutions and shall incorporate such comments with the study in a report to be transmitted to both Houses of the Congress within one hundred and eighty days of the date of the enactment of this section.

PERSONNEL PRACTICES

SEC. 1006. (a) It shall be the policy of the United States that no initiatives, discussions, or recommendations concerning the placement or removal of any Inter-American Development Bank, Asian Development Bank, or African Development Bank personnel shall be based on the political philosophy or activity of the individual under consideration.

(b) The Secretary of the Treasury shall consult with the Chairman and ranking minority member of the Committee on Banking, Finance and Urban Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate and the relevant subcommittees prior to any discussions or recommendations by any official of the United States Government concerning the placement or removal of any principal officer of the Inter-American Development Bank, Asian Development Bank, or African Development Bank management.

TITLE XI—IMF APPROPRIATION

IMF APPROPRIATION

SEC. 1101. (a) Notwithstanding any other provision of this Act, there is appropriated for an increase in the United States quota in the International Monetary Fund, the dollar equivalent of 5,310,800,000 Special Drawing Rights, to remain available until expended. [1] $5,812,511,276

(b) Notwithstanding any other provision of this Act, there is appropriated for an increase in loans to the International Monetary Fund under the General Arrangements to Borrow, the dollar equivalent of 4,250,000,000 Special Drawing Rights less $2,000,000,000 previously appropriated by the Act of October 23, 1962 (Public Law 87-872, 76 Stat. 1163), pursuant to the authorization contained in section 17 of the Bretton Woods Agreements Act and merged with this appropriation, to remain available until expended. [1] 2,651,497,500

[*Total, International Monetary Fund,* [1]*$8,464,008,776.*]

CONDITION OF INTERNATIONAL FINANCIAL SYSTEM

SEC. 1102. (a) The Congress finds and declares that—

(1) the international banking system is currently threatened by a series of national financial crises;

(2) the Congress is desirous of finding a solution to the current monetary crisis which will result in a stable monetary system and preservation of a liberal international economy;

(3) this solution must be found without placing inordinate pressures on United States credit markets;

(4) the breakdown in the Bretton Woods monetary system has contributed directly to these problems;

(5) the economic policies prescribed by the International Monetary Fund can be harmful to economic growth; and

(6) the International Monetary Fund currently holds approximately $40,000,000,000 of uncommitted assets in the form of gold bullion and has not utilized them fully to date.

(b) It is the sense of the Senate that—

(1) restoration of a stable monetary system is necessary to assure economic growth and to maintain a liberal international economic system;

(2) as a first step toward this restoration the Secretary of the Treasury should call for an international conference on the monetary system to investigate its systemic problems;

(3) in coping with the current financial crisis, the International Monetary Fund should make fuller use of its current assets, including its gold holdings;

(4) the International Monetary Fund should revise the conditions placed on its loans so as to encourage economic growth.

GENERAL OPERATING EXPENSES

Of the funds appropriated under this heading in the Department of Housing and Urban Development-Independent Agencies Appro-

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[1] Requested as a fiscal year 1983 supplemental in H. Doc. 98-27 and initially considered in Public Law 98-63 (H.R. 3069). Request totaled $7,560,800,000 in Special Drawing Rights which equals $8,464,008,776 in U.S. dollars based on the exchange rate at the time the estimate was submitted to the Congress (March 8, 1983). The U.S. dollar equivalent at the time of Congressional action (November 1983) totaled $8,073,259,000, a reduction of $390,749,776 below the March 8, 1983, exchange rate.

priation Act, 1984 (Public Law 98-45), $1,000,000 shall be available for an evaluation of the emergency veterans' job training program.

[Total, Chapter I:
[New budget (obligational) authority .... $8,643,582,776.]
[Increase in limitations .... 1,500.]

CHAPTER II

LEGISLATIVE BRANCH

Senate

PAYMENT TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payment to Helen H. Jackson, widow of Henry M. Jackson, late a Senator from the State of Washington, $69,800. $69,800

Salaries, Officers and Employees

OFFICES OF THE MAJORITY AND MINORITY LEADERS

For an additional amount for "Offices of the Majority and Minority Leaders", $140,000. 140,000

Contingent Expenses of the Senate

SECRETARY OF THE SENATE

For an additional amount for "Secretary of the Senate", $60,000. $60,000

GENERAL PROVISIONS

Sec. 1201. The Sergeant at Arms and Doorkeeper of the Senate (hereinafter in this section referred to as the "Sergeant at Arms") may designate one or more employees in the Office of the Sergeant at Arms and Doorkeeper of the Senate to approve, on his behalf, all vouchers, for payment of moneys, which the Sergeant at Arms is authorized to approve. Whenever the Sergeant at Arms makes a designation under the authority of the preceding sentence, he shall immediately notify the Committee on Rules and Administration in writing of the designation, and thereafter any approval of any voucher, for payment of moneys, by an employee so designated shall (until such designation is revoked and the Sergeant at Arms notifies the Committee on Rules and Administration in writing of the revocation) be deemed and held to be approved by the Sergeant at Arms for all intents and purposes.

Sec. 1202. Any provision of law which is enacted prior to October 1, 1983, and which directs the Sergeant at Arms and Doorkeeper of the Senate to deposit any moneys in the United States Treasury for credit to the account, within the contingent fund of the Senate, for "Miscellaneous Items", or for "Automobiles and Maintenance" shall, on and after October 1, 1983, be deemed to direct him to deposit such moneys in the United States Treasury for credit to the account, within the contingent fund of the Senate, for the "Sergeant at Arms and Doorkeeper of the Senate".

Sec. 1203. (a) Section 105(a)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(2)) is amended to read as follows:

"(2) New or changed rates of compensation (other than changes in rates which are made by law) of any such employee (other than an employee who is an elected officer of the Senate) shall be certified in writing to the Disbursing Office of the Senate (and, for purposes of this paragraph, a new rate of compensation refers to compensation in the case of an appointment, transfer from one Senate appointing authority to another, or promotion by an appointing authority to a position the compensation for which is fixed by law). In the case of an appointment or other new rate of compensation, the certification must be received by such office on or before the day the rate of new compensation is to become effective. In any other case, the changed rate of compensation shall take effect on the first day of the month in which such certification is received (if such certification is received within the first ten days of such month), on the first day of the month after the month in which such certification is received (if the day on which such certification is received is after the twenty-fifth day of the month in which it is received), and on the sixteenth day of the month in which such certification is received (if such certification is received after the tenth day and before the twenty-sixth day of such month). Notwithstanding the preceding sentence, if the certification for a changed rate of compensation for an employee specifies an effective date of such change, such change shall become effective on the date so specified, but only if the date so specified is the first or sixteenth day of a month and is after the effective date prescribed in the preceding sentence; and, notwithstanding such sentence and the preceding provisions of this sentence, any changed rate of compensation for a new employee or an employee transferred from one appointing authority to another shall take effect on the date of such employee's appointment or transfer (as the case may be) if such date is later than the effective date for such changed rate of compensation as prescribed by such sentence.".

(b) The amendment made by subsection (a) shall be applicable in the case of new or changed rates of compensation which are certified to the Disbursing Office of the Senate on or after January 1, 1984.

SEC. 1204. (a) The fifth sentence of subsection (e) of section 506 of the Supplemental Appropriations Act, 1973 (2 U.S.C. 58(e)) is amended by striking out "or Minority Whip" and inserting in lieu thereof "Minority Whip, Secretary of the Conference of the Majority, or Secretary of the Conference of the Minority".

(b) The amendment made by subsection (a) shall be effective in the case of expenses incurred or charges imposed on or after October 1, 1983.

SEC. 1205. (a) The Sergeant at Arms and Doorkeeper of the Senate shall furnish each Senator local and long-distance telecommunications services in Washington, District of Columbia, in accordance with regulations prescribed by the Senate Committee on Rules and Administration; and the costs of such service shall be paid out of the contingent fund of the Senate from moneys made available to him for that purpose.

(b) Subsection (g) of section 112 of the Legislative Branch Appropriation Act, 1978 (2 U.S.C. 58a) is repealed, effective on the first day of the first calendar month which begins more than thirty days after the date of enactment of this Act.

[*Total, Senate, $269,800.*]

HOUSE OF REPRESENTATIVES

PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payment to Kathryn Jackson McDonald, widow of Honorable Larry McDonald, late a Representative from the State of Georgia, $69,800. $69,800

RAILROAD ACCOUNTING PRINCIPLES BOARD

SALARIES AND EXPENSES

For salaries and expenses, Railroad Accounting Principles Board, $50,000, to be expended in accordance with section 302(a) of Public Law 96-448 (49 U.S.C. 11161-11168), subject to the enactment of authorizing legislation. 50,000

[*Total, Chapter II, new budget (obligational) authority, $389,600.*]

CHAPTER III

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

CONSTRUCTION PROGRAM

For an additional amount for "Construction program", $1,500,000, to remain available until expended, for the Secretary of the Interior to construct a new headquarters for the operation of the Valley Division of the Yuma Reclamation Project and to cover the accompanying relocation costs associated with the move. The cost of this work will be nonreimbursable and constructed features will be turned over to the Yuma Valley Water Users Association for operation and maintenance. $1,500,000

[*Total, Department of the Interior, $1,500,000.*]

DEPARTMENT OF ENERGY

ENERGY SUPPLY, RESEARCH AND DEVELOPMENT ACTIVITIES

For an additional amount for "Energy Supply, Research and Development", $8,000,000, to remain available until expended, of which $4,000,000 shall be made available to implement the four atoll health care plan authorized in section 102 of Public Law 96-205 and $3,000,000 shall be for construction and operation of a second small community solar energy project on the island of Molokai, Hawaii. 8,000,000

ATOMIC ENERGY DEFENSE ACTIVITIES

For an additional amount for "Atomic Energy Defense Activities", for Project 77-13-f, $57,000,000, to remain available until expended. 57,000,000

Of the funds appropriated for "Atomic Energy Defense Activities" in Public Law 98-50, an amount shall be made available to purchase 4 additional helicopters.

TERMINATION OF THE USE OF CERTAIN SEEPAGE BASINS

Of the funds heretofore appropriated for "Atomic Energy Defense Activities", $30,000,000 is to be made available for use by the Secretary of Energy—

(1) to terminate, within 24 months after the date of enactment of this Act, the use of seepage basins associated with the fuel fabrication area at the Savannah River Plant, Aiken, South Carolina; and

(2) to submit to the appropriate committees of Congress, within 6 months after the date of enactment of this Act, a plan for the protection of groundwater at the Savannah River Plant which shall include—

(A) proposed methods for discontinuing the use of seepage basins associated with the materials processing areas;

(B) provisions for the implementation of other actions appropriate to mitigate any significant adverse effects of on-site or off-site groundwater and of chemical contaminants in seepage basins and adjacent areas, including the removal of such contaminants where necessary; and

(C) provisions for continuing the expanded monitoring program of groundwater impacts involving the appropriate South Carolina agencies in accordance with the statutory responsibilities of such agencies.

(Rescission)

Of the funds appropriated for "Atomic Energy Defense Activities" in Public Law 98-50 for Project 82-D-109, 155 mm artillery fired atomic projectile, $50,000,000 are rescinded.

−$50,000,000 *(rescission)*

Nuclear Waste Disposal Fund

For an additional amount for "Nuclear Waste Disposal Fund", $12,000,000, to remain available until expended, to be derived from the Nuclear Waste Fund. To the extent that balances in the fund are not sufficient to cover amounts available for obligation in this account, the Secretary shall exercise his authority pursuant to section 302(e)(5) of Public Law 97-425 to issue obligations to the Secretary of the Treasury.

12,000,000

[*Total, Department of Energy (net), $27,000,000.*]

INDEPENDENT AGENCIES

Appalachian Regional Commission

Funds Appropriated to the President

APPALACHIAN REGIONAL DEVELOPMENT PROGRAMS

For an additional amount for "Appalachian Regional Development Programs", $9,400,000, to remain available until expended, for the Appalachian Development Highway System.

9,400,000

GENERAL PROVISIONS

SEC. 1300. No part of the funds appropriated under this Act or any other provisions of law may hereafter be used by the Department of Justice to represent the Tennessee Valley Authority in litigation in which the Authority is a party unless the Department is requested to provide representation in such litigation by the Authority.

SEC. 1301. Within funds available to the Corps of Engineers—Civil for Operation and Maintenance, General, not to exceed $2,000,000 shall be used to rehabilitate, restore, and refurbish the Corps of Engineers dredge vessel Kennedy, to transport the vessel to New Orleans, Louisiana, and there to operate, maintain, and display the vessel for the duration of the 1984 Louisiana World Exposition. Such operation, maintenance, and display shall include the preparation and use of audio-visual and other exhibits to inform the public of Corps of Engineers water resources activities.

SEC. 1302. The Secretary of the Army is authorized, for a period of two years beginning with enactment of this Act with the concurrence of the Director of the National Park Service and the South Florida Water Management District, to modify the schedule for delivery of water from the central and southern Florida project to the Everglades National Park required by section 2 of the River Basin Monetary Authorization and Miscellaneous Civil Works Amendments Act of 1970 (Public Law 91-282) and to conduct an experimental program for the delivery of water to the Everglades National Park from such project for the purpose of determining an improved schedule for such delivery.

The Secretary of the Army is further authorized to acquire such interest in lands currently in agriculture production which are adversely affected by any modification of schedule for water delivery to Everglades National Park under the preceding paragraph. The Secretary shall acquire any interest in land at the fair market value of such interest based on conditions existing after the construction of the project described in the preceding paragraph of this section and before any modification of such delivery schedule. The Secretary is also authorized to construct necessary flood protection measures for protection of homes in the area affected by any modification of such delivery schedule, at an estimated cost of $10,000,000.

Sec. 1303. The Secretary of the Army, acting through the Chief of Engineers, is directed to utilize available construction general appropriations to complete bank protection works at Wheeling Island, West Virginia, in the Hannibal Lock and Dam pool, at an estimated cost of $135,000 and to complete the local flood protection project at Russell, Kentucky, at an estimated cost of $600,000.

Sec. 1304. The Secretary of the Army, acting through the Chief of Engineers, is directed to utilize available general investigation funds to initiate a study of alternatives to the Mentone Dam of the Santa Ana Mainstem project in California and the flood control study of the Illinois River between Henry and Naples, Illinois.

Sec. 1305. Funds available or hereafter made available for the Red River Waterway Project shall be used to provide for construction of a high level replacement bridge for the Louisiana and Arkansas Railway Company near Alexandria, Louisiana, pursuant to an agreement between the Chief of Engineers and the Railway Company and upon terms and conditions acceptable to the Chief of Engineers in the interest of navigation and the expeditious prosecution of the Project. Federal costs of the bridge replacement, including design and construction, shall be limited to $24,270,000 (July 1, 1983 price levels), with an adjustment to this amount, if any, as may be justified by reason of a fluctuation in the cost of construction as indicated by the Engineer News Record's applicable construction indices, plus the cost of necessary real estate interests to be acquired by the Corps of Engineers, which interests may be conveyed to the Railway Company.

Sec. 1306. Section 116(a) of the Rivers and Harbors Act of 1970 (Public Law 91-611) is amended by adding at the end thereof the following:

> "Those areas of the river between Howard Street and Caldwell Avenue in Niles, Illinois, that have accumulated silt and side bank sloughing should be excavated to the normal alignment and depth, and the bank rebuilt where sloughing has occurred at an estimated cost of $100,000.".

[Total, Chapter III:
[New budget (obligational) authority (net) .... $37,900,000.]
[Appropriations .... 87,900,000.]
[Rescissions .... –50,000,000.]

CHAPTER IV

DEPARTMENT OF THE INTERIOR

FISH AND WILDLIFE AND PARKS

United States Fish and Wildlife Service

RESOURCE MANAGEMENT

For an additional amount for "Resource management", $500,000. $500,000

National Park Service

OPERATION OF THE NATIONAL PARK SYSTEM

Funds appropriated to the National Park Service under this head in Public Law 97-394 shall be available to reimburse the Estate of Bess W. Truman for operation expenses, including maintenance and protection, of the Harry S Truman National Historic Site incurred during the period October 18, 1982 through December 27, 1982.

CONSTRUCTION

Notwithstanding any other provision of law, section 4 of the Act of October 26, 1972, as amended (86 Stat. 1181; 16 U.S.C. 433c note), is amended by striking the numeral "9,327,000" and inserting in lieu thereof "10,500,000".

LAND ACQUISITION AND STATE ASSISTANCE

For an additional amount for "Land acquisition and State assistance", $25,500,000, to be derived from the Land and Water Conservation Fund and to remain available until expended. $25,500,000

Office of Surface Mining Reclamation and Enforcement

ABANDONED MINE RECLAMATION FUND

For an additional amount for "Abandoned Mine Reclamation Fund", $42,000,000, to remain available until expended, to be derived from receipts of the Abandoned Mine Reclamation Fund to provide for the acquisition of private homes and businesses and nonprofit buildings occupied or utilized continuously since September 1, 1983, and the lands on which they are located, excluding all mineral interests, and the relocation of families and individuals residing in the Borough of Centralia and the Village of Byrnesville and on outlying properties who are threatened by the progressive movement of the mine fire currently burning in and around the Borough of Centralia: *Provided,* That all acquisitions made by the Commonwealth of Pennsylvania under the authority provided herein shall be at fair market value without regard to mine fire related damages as was properly done by OSM in its prior acquisitions of Centralia properties. These activities must comply with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601, et seq.), but shall not constitute a major action within the meaning of section 102(2)(c) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332): *Provided further,* That no funds may be used to pay for the actual construction costs of permanent housing: *Provided further,* That the Federal discretionary share shall not exceed 75 percent of the cost of such acquisition or relocation: *Provided further,* That any funds remaining available following completion of these acquisition and relocation activities may be made available to the Commonwealth of Pennsylvania to undertake other approved reclamation projects pursuant to section 405 of the Surface Mining Control and Reclamation Act of 1977: *Provided further,* That funds made available under this head to the Commonwealth of Pennsylvania shall be accounted against the total Federal and State share funding which is eventually allocated to the Commonwealth. 42,000,000

Bureau of Indian Affairs

OPERATION OF INDIAN PROGRAMS

For an additional amount for pre-kindergarten programs, $1,600,000. 1,600,000

Notwithstanding the provisions of Public Law 97-257, the funds appropriated therein under this head for transfer to the State of Alaska shall remain available until expended and may be used for reconstruction of day schools formerly operated by the Bureau of Indian Affairs.

General Provisions

Funds available to the Department of the Interior and the Forest Service in fiscal year 1984 for the purpose of contracting for services that require the utilization of privately owned aircraft for the carriage of cargo or freight shall be used only to contract for aircraft that are certified as airworthy by the Administrator of the Federal

Aviation Administration as standard category aircraft under 14 CFR 21.183 unless the Secretary of the contracting department determines that such aircraft are not reasonably available to conduct such services.

Subsection (d) of section 109 of the Act entitled "An Act making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1984, and for other purposes" (Public Law 98-146), is amended by striking out "The limitation with regard to this subsection on the use of funds shall not apply if any State-owned tide or submerged lands within the area described in this subsection are now or hereafter subject to sale or lease for the extraction of oil or gas from such State lands; and" and insert in lieu thereof "The limitation with regard to this subsection on the use of funds shall not apply to submerged lands within 30-nautical miles off any Florida land mass located south of 25 degrees north latitude; and".

[*Total, Department of the Interior, $69,600,000.*]

DEPARTMENT OF ENERGY

Fossil Energy Research and Development

For an additional amount for "Fossil Energy Research and Development", $1,000,000, to remain available until expended. $1,000,000

Smithsonian Institution

SALARIES AND EXPENSES, NATIONAL GALLERY OF ART

For an additional amount for special exhibitions, $250,000, to remain available until expended. 250,000

[*Total, Chapter IV, new budget (obligational) authority, $70,850,000.*]

CHAPTER V

UNITED STATES RAILWAY ASSOCIATION

Administrative Expenses

The Congress disapproves the proposed deferral of budget authority in the amount of $2,050,000 for the United States Railway Association (deferral numbered D84-20), as set forth in the President's special message which was transmitted to the Congress on October 3, 1983. This disapproval shall be effective on the date of enactment of this Act and the amount of the proposed deferral disapproved herein shall be made available for obligation. *2,050,000 (disapproval of deferral)*

CHAPTER VI

DEPARTMENT OF AGRICULTURE

Federal Grain Inspection Service

INSPECTION AND WEIGHING SERVICES

For expenses necessary to recapitalize the revolving fund established under section 7(j)(1) of the United States Grain Standards Act, as amended (7 U.S.C. 79(j)(1)), $6,000,000. 6,000,000

Food and Nutrition Service

Effective on October 16, 1983, and until April 16, 1984, the Secretary of Agriculture shall not reduce or withhold reimbursements, shall not collect or attempt to collect funds from an institution, its parents, affiliates or successors, and shall not otherwise affect an institution's participation in the child care food program (42 U.S.C. 1766), where the Secretary's claim relates to payments made in New

York during the period January 1, 1975, through December 31, 1976, by the Secretary to the institution as a participant in the child care food program.

Agricultural Stabilization and Conservation Service

EMERGENCY CONSERVATION PROGRAM

For an additional amount to carry out the emergency conservation program authorized by title IV of the Agricultural Credit Act of 1978 (16 U.S.C. 2201 et seq.), $7,000,000, to remain available until expended. $ 7,000,000

Donation of Certain Property

Notwithstanding any other provision of law, the Secretary of Agriculture shall have the authority to donate, without consideration, the land, buildings, facilities and equipment at the United States Department of Agriculture Plant Introduction Station, commonly known as Bamboo Research Station in Savannah, Georgia, to the College of Agriculture, University of Georgia.

[Total, Chapter VI, new budget (obligational) authority, $13,000,000.]

CHAPTER VII

Department of Education

HIGHER EDUCATION

For an additional amount for part B of title IX of the Higher Education Act of 1965, $500,000.

[Total, Chapter VII, new budget (obligational) authority, $500,000.] 500,000

[Total, title I:	
[New budget (obligational) authority (net)	*8,766,222,376.]*
[Appropriations	*8,816,222,376.]*
[Rescissions	*−50,000,000.]*
[Disapproval of deferral	*2,050,000.]*
[Increase in limitation	*1,500.]*

TITLE II

GENERAL PROVISIONS

Sec. 2001. No part of any appropriation contained in this Act shall remain available for obligation beyond September 30, 1984, unless expressly so provided herein.

Sec. 2002. Notwithstanding any other provision of law, the terms "meat" and "meat food products" as used in the Prompt Payment Act (Public Law 97-177; 96 Stat. 85) in section 2(a)(2)(B)(i) thereof shall include also edible fresh or frozen poultry meat, perishable poultry meat food products, fresh eggs and perishable egg products; and the Secretary of Agriculture, out of funds available to the Commodity Credit Corporation, upon proper proof of loss, shall pay outstanding claims for losses resulting from the 1980 embargo on sales of agricultural commodities to the Soviet Union sustained by businesses dealing in pork and frozen hog carcasses as well as edible fresh or frozen poultry meat, perishable poultry meat food products, fresh eggs and perishable egg products.

Sec. 2003. (a) Section 4 of the Act entitled "An Act to save daylight and to provide standard time for the United States", approved March 19, 1918 (15 U.S.C. 263), is amended—

(1) by striking out "Yukon" and inserting in lieu thereof "Alaska";

(2) by striking out "Alaska-Hawaii" and inserting in lieu thereof "Hawaii-Aleutian"; and

(3) by striking out "Bering" and inserting in lieu thereof "Samoa".

(b)(1) Any reference to Yukon standard time in any law, regulation, map, document, record, or other paper of the United States shall be held and considered to be a reference to Alaska standard time.

(2) Any reference to Alaska-Hawaii standard time in any law, regulation, map, document, record, or other paper of the United States shall be held and considered to be a reference to Hawaii-Aleutian standard time.

(3) Any reference to Bering standard time in any law, regulation, map, document, record, or other paper of the United States shall be held and considered to be a reference to Samoa standard time.

(c) The Regional Rail Reorganization Act of 1973 (45 U.S.C. 701 et seq.) is amended—

(1) by striking from section 201(e) of such Act "1983" and inserting in lieu thereof "1985"; and

(2) by striking from section 308(c)(1) of such Act "1983" and inserting in lieu thereof "1985".

SEC. 2004. It is the sense of the Senate that the United States Armed Forces engaged in military operations in Grenada are to be commended for their rescue of United States citizens on that island, and for their valor, success, and exemplary conduct in battle, which has been in the highest traditions of the military service.

SEC. 2005. (a) Section 17 of the Railroad Unemployment Insurance Act is amended—

(1) in subsection (a)(2), by inserting ", or the benefit year beginning July 1, 1983" after "July 1, 1982";

(2) in subsection (e), by striking out "June 30, 1983" and inserting in lieu thereof "June 30, 1984"; and

(3) by amending subsection (f) to read as follows:

"(f)(1) For purposes of this section the term 'period of eligibility' means, with respect to any employee for the benefit year beginning July 1, 1982, the period beginning with the later of—

"(A) the first day of unemployment following the day on which he exhausted his rights to unemployment benefits (as determined under subsection (b)) in such benefit year; or

"(B) March 10, 1983,

and consisting of five consecutive registration periods (without regard to benefit year); except that for purposes of this paragraph, any registration period beginning after June 30, 1983, and before the date of the enactment of the Supplemental Appropriations Act, 1984, shall not be taken into account for purposes of payment of benefits, or in determining the consecutiveness of registration periods.

"(2) For purposes of this section the term 'period of eligibility' means, with respect to any employee for the benefit year beginning July 1, 1983, the period beginning with the later of—

"(A) the first day of unemployment following the day on which he exhausted his rights to unemployment benefits (as determined under subsection (b)) in such benefit year; or

"(B) the date of the enactment of the Supplemental Appropriations Act, 1984,

and consisting of five consecutive registration periods; except that no such period of eligibility shall include any registration period beginning after June 30, 1984.".

(b) The amendments made by this section shall apply with respect to days of unemployment during any registration period beginning on or after the date of the enactment of this Act.

(c) Amounts appropriated under section 102(b) of Public Law 98-8 shall remain available without regard to fiscal year limitation for purposes of carrying out the amendments made by this section, and amounts appropriated under such section into the railroad unemployment insurance account in the Unemployment Trust Fund may be transferred into the railroad unemployment insurance administration account in the Unemployment Trust Fund as may be necessary to carry out the amendments made by this section (as determined by the Railroad Retirement Board).

SEC. 2006. The first paragraph under the heading "Community development grants" in the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984 (Public Law 98–45) is hereby amended by striking out the period at the end thereof, and inserting the following: ": *Provided further*, That any unit of general local government which was classified as an urban county in fiscal year 1983 pursuant to section 102(a)(6) of the Housing and Community Development Act of 1974, as amended, shall continue to be classified as an urban county for the purposes of the allocation of funds provided therein for fiscal year 1984.".

This Act may be cited as the "Supplemental Appropriations Act, 1984".

Approved November 30, 1983.

LEGISLATIVE HISTORY—H.R. 3959 (H.R. 1) (H.R. 2957) (S. 695) (S. 869) (S. 1310)

HOUSE REPORTS: No. 98–123 and pt. 2 accompanying H.R. 1, No. 98–175 accompanying H.R. 2957 all from (Comm. on Banking, Finance and Urban Affairs), No. 98–375 (Comm. on Appropriations) and No. 98–551 (Comm. of Conference) both accompanying H.R. 3959.

SENATE REPORTS: No. 98–35 accompanying S. 695, No. 98–127 accompanying S. 1310, No. 98–183 accompanying S. 869 all from (Comm. on Foreign Relations), No. 98–111 accompanying S. 869, No. 98–122 accompanying S. 695 both from (Comm. on Banking, Housing, and Urban Affairs), and No. 98–275 accompanying H.R. 3959 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 129 (1983):
- June 7, 8, S. 695 considered and passed Senate.
- July 11–13, H.R. 1 considered and passed House.
- July 25, 26, 29, Aug. 3, H.R. 2957 considered and passed House; passage vacated and S. 695, amended, passed in lieu.
- Sept. 23, S. 869 considered and passed Senate.
- Oct. 5, H.R. 3959 considered and passed House.
- Oct. 25–27, considered and passed Senate, amended.
- Nov. 16, House agreed to conference report; concurred in certain Senate amendments and in others with amendments.
- Nov. 17, Senate agreed to conference report; concurred in House amendments and in another with an amendment.
- Nov. 18, House concurred in Senate amendment.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 48 (1983):
- Nov. 30, Presidential statement.

Grand total, titles I and II:		
Appropriations	$8,816,222,376	
Rescissions	–50,000,000	
Disapproval of deferral	*2,050,000*	
Increase in limitation	*1,500*	
Total, new budget (obligational) authority, Supplemental Appropriations Act, 1984 (net)		$8,766,222,376

NOTE.—The following tabulation is a classification by departments and establishments of new budget (obligational) authority made or rescinded in the foregoing act:

Chapter	Department or Establishment	Amount
	TITLE I—GENERAL SUPPLEMENTALS	
I	Department of Housing and Urban Development	$8,643,582,776
II	Legislative Branch	389,600
III	Department of the Interior *(net)*	37,900,000
	Appropriations	(87,900,000)
	Rescissions	(–50,000,000)
IV	Department of the Interior—Fish and Wildlife and Parks	70,850,000
V	United States Railway Association, *Disapproval of deferral*	*(2,050,000)*
VI	Department of Agriculture	13,000,000
VII	Department of Education	500,000
	RECAPITULATION	
	Grand total, title I:	
	New budget (obligational) authority	8,766,222,376
	Appropriations	(8,816,222,376)
	Rescissions	(–50,000,000)
	Disapproval of deferral	*(2,050,000)*

CONTINUING APPROPRIATIONS, 1984

Public Law 98-107

98th Congress, H.J. Res. 368

October 1, 1983

JOINT RESOLUTION

Making continuing appropriations for the fiscal year 1984, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, for the several departments, agencies, corporations, and other organizational units of the Government for the fiscal year 1984, and for other purposes, namely:

SEC. 101. (a)(1) Such amounts as may be necessary for projects or activities not otherwise specifically provided for in this joint resolution and for which appropriations, funds, or other authority would be available in the following appropriations Acts:

> Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriation Act, 1984 (H. Rept. 98-357, S. Rept. 98-247) under the terms and conditions provided in such Act for fiscal year 1983; and
>
> Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriation Act, 1984, notwithstanding section 15(a) of the State Department Basic Authorities Act of 1956 and section 701 of the United States Information and Educational Exchange Act of 1948, as amended: *Provided,* That notwithstanding any other provision of law or this joint resolution, authorities contained in Public Law 96-132, the "Department of Justice Appropriation Authorization Act, Fiscal Year 1980", shall remain in effect until the termination date of this joint resolution or until the effective date of a general Department of Justice Appropriation Authorization Act, whichever is earlier.

(2) Appropriations made by this subsection shall be available to the extent and in the manner which would be provided by the pertinent appropriation Act.

(3) Whenever the amount which would be made available or the authority which would be granted under an Act listed in this subsection as passed the House as of October 1, 1983, is different from that which would be available or granted under such Act as passed by the Senate as of October 1, 1983, the pertinent project or activity shall be continued under the lesser amount or the more restrictive authority: *Provided,* That where an item is included in only one version of an Act as passed by both Houses as of October 1, 1983, the pertinent project or activity shall be continued under the appropriation, fund, or authority granted by the one House, but at a rate for operations not exceeding the current rate or the rate permitted by the action of the one House, whichever is lower, and under the authority and conditions provided in applicable appropri-

ations Acts for the fiscal year 1983: *Provided further,* That for the purposes of this joint resolution, when an Act listed in this subsection has been reported to the Senate but not passed by the Senate as of October 1, 1983, it shall be deemed as having been passed by the Senate.

(4) No provision which is included in an appropriation Act enumerated in this subsection but which was not included in the applicable appropriation Act of 1983, and which by its terms is applicable to more than one appropriation, fund, or authority shall be applicable to any appropriation, fund, or authority provided in the joint resolution unless such provision shall have been included in identical form in such bill as enacted by both the House and the Senate.

(Agriculture, Rural Development Appropriation Act, 1984)

(b) Such amounts as may be necessary for projects or activities not otherwise specifically provided for in this joint resolution and for which appropriations, funds, or other authority would be available in the following appropriation Acts:

Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 at a rate for operations and to the extent and in the manner provided for in the Act as passed the House of Representatives as of October 1, 1983: *Provided,* That appropriations or loan authorization for the following agencies or activities are available at not to exceed the following annual rates and the totals are adjusted accordingly:

Agricultural Research Service:	
Salaries and Expenses	$478,000,000
Buildings and Facilities	28,602,000
Cooperative State Research Service:	
Special grants	25,234,000
Competitive grants	17,000,000
Animal health and disease grants	5,760,000
Animal and Plant Health Inspection Service:	
Salaries and Expenses	263,259,000
Federal Crop Insurance Corporation:	
Administrative and operating expenses	200,000,000
FCIC Fund	110,000,000
Office of Rural Development Policy	2,000,000
Rural Housing Insurance Fund:	
Moderate income loans	0
Agricultural Credit Insurance Fund:	
Insured soil and water loans	30,000,000
Economic emergency loans	0
Rural Development Insurance Fund:	
Water and waste disposal loans	270,000,000
Rural Water and Waste Disposal Grants	90,000,000
Rural Electrification Administration:	
Guaranteed loans, not less than	3,360,000,000
Commodity Futures Trading Commission:	
Salaries and Expenses	26,400,000
ADP Limitation	3,626,000

Provided further, That notwithstanding any other provision of law or this joint resolution, section 184 of the Omnibus Budget Reconciliation Act of 1982 (96 Stat. 785), is amended by inserting before the period at the end of paragraph (b) the following: ", or for the first three months of the fiscal year ending September 30, 1984": *Provided further,* That notwithstanding any other provision of law or this joint resolution, the provisions of subsections (f) and (i) of section 3 and section 10 of the Food Stamp Act of 1977, as amended, concerning private, nonprofit drug addiction or alcoholic treatment and rehabilitation programs, shall also be applicable to publicly operated community health centers: *Provided further,* That notwithstanding any other provision of this joint resolution, no part of any of the funds appropriated or otherwise made available by this or any other Act may be used to implement mandatory monthly reporting-retrospective budgeting for the food stamp program during the first three months of the fiscal year ending September 30, 1984: *Provided further*, That, hereafter, in order to restore and maintain United States share of world markets and to restore capital of the Corporation for its operations, any restrictions or limitations on the authorities and obligations of the Commodity Credit Corporation to sell in world markets, as provided by its Charter, may be waived or suspended by the Secretary of Agriculture; and

Department of Interior and Related Agencies Appropriations Act, 1984 (H.R. 3363), notwithstanding any other provision of this joint resolution, except section 102, such sums as may be necessary for programs, projects, or activities provided for in such Act (H.R. 3363), to the extent and in the manner provided for in the conference report and joint explanatory statement of the Committee of Conference filed in the House of Representatives, as if such Act had been enacted into law.

(Department of Defense Appropriation Act, 1984)

(c) Pending enactment of the Department of Defense Appropriation Act, 1984, such amounts as may be necessary for continuing activities, not otherwise specifically provided for elsewhere in this joint resolution, which were conducted in fiscal year 1983, for which provision was made in the Department of Defense Appropriation Act, 1983, but such activities shall be funded at not to exceed an annual rate for new obligational authority of $247,000,000,000, which is an increase above the current rate, and this level shall be distributed on a pro rata basis to each appropriation account utilizing the fiscal year 1984 amended budget request as the base for such distribution and shall be available under the terms and conditions provided for in the applicable appropriation Acts for fiscal year 1983: *Provided*, That no appropriation or funds made available or authority granted pursuant to this subsection shall be used to initiate multiyear procurements utilizing advance procurement funding for economic order quantity procurement unless specifically appropriated later: *Provided further*, That none of the funds appropriated or made available pursuant to this subsection shall be available for the conversion of any full time positions in support of the Army Reserve, Air Reserve, Army National Guard, and Air National Guard by Active or Reserve Military Personnel, from civilian positions designated "military technicians" to military positions: *Provided further*, That no appropriation or funds made available or authority granted pursuant to this subsection shall be used to initiate or resume any project, activity, operation or organization which is defined as any project, subproject, activity, budget activity, program element, and subprogram within a program element, and for investment items is further defined as a P-1 line item in a budget activity within an appropriation account and an R-1 line item which includes a program element and subprogram element within an appropriation account, for which appropriations, funds, or other authority were not available during the fiscal year 1983: *Provided further*, That notwithstanding any other provision of this joint resolution, $5,000,000 is appropriated for the XXIII Olympiad as authorized by Section 304 of Public Law 98-94, and in addition the Department of Defense may provide support to the Los Angeles Olympic Organizing Committee on a reimbursable basis, with the proceeds to be credited to the current applicable appropriation accounts of the Department.

$5,000,000

[1]*(Treasury, Postal Service Appropriation Act, 1984)*

(d) Such amounts as may be necessary for continuing the activities, not otherwise specifically provided for in this joint resolution, which were conducted in the fiscal year 1983, and which are under the purview of the Treasury, Postal Service, and General Government Appropriation Act, under the current terms and conditions and at a rate for operations not in excess of the current rate: *Provided*, That funds appropriated by Public Law 98-8 for payment to the General Services Administration, Federal Buildings Fund, for alterations and repairs shall be excluded from the current rate established under this subsection.

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[1] This section (Section 101(d)) amended by Section 140 of Public Law 98-151 (see pp. 529-530, this volume).

(Foreign Assistance Appropriations Act, 1984)

(e) Such amounts as may be necessary for continuing the activities under the purview of the Foreign Assistance Appropriations Act as provided for in Public Law 97-377 and Public Law 98-63, under the terms and conditions, and at the rate, provided for in those Acts or at the rate provided for in the budget estimates, whichever is lower, and under the more restrictive authority, notwithstanding section 10 of Public Law 91-672, and section 15(a) of the State Department Basic Authorities Act of 1956, or any other provision of law: *Provided*, That amounts allocated to each country under this subsection shall not exceed those provided in fiscal year 1983 or those provided in the budget estimates for each country, whichever are lower, unless submitted through the regular reprograming procedures of the Committees on Appropriations, or unless otherwise specified in this paragraph.

(f) Such amounts as may be necessary for continuing the following activities, not otherwise provided for in this joint resolution, which were conducted in the fiscal year 1983, under the terms and conditions provided in applicable appropriation Acts for the fiscal year 1983, at the current rate:

Health planning activities authorized by title XV of the Public Health Service Act;

National Research Service Awards authorized by section 472(d) of the Public Health Service Act;

National Arthritis Advisory Board, National Diabetes Advisory Board, and National Digestive Diseases Advisory Board authorized by section 437 of the Public Health Service Act;

Medical Library Assistance programs authorized by title III of the Public Health Service Act;

Refugee and entrant assistance activities under the provisions of title IV of the Immigration and Nationality Act, title IV and part B of title III of the Refugee Act of 1980, and sections 501 (a) and (b) of the Refugee Education Assistance Act of 1980: *Provided*, That such funds may be expended for individuals who would meet the definition of "Cuban and Haitian entrant" under section 501(e) of the Refugee Education Assistance Act of 1980 but for the application of paragraph (2)(B) thereof;

Child abuse prevention and treatment and adoption opportunities activities authorized by the Child Abuse Prevention and Treatment Act;

Activities as at present of the Professional Standards Review Organization program authorized by titles XI and XVIII of the Social Security Act, as amended;

Activities under the Domestic Volunteer Service Act of 1973, as amended;

Emergency feeding activities as authorized by the Temporary Emergency Food Assistance Act of 1983, as amended; and

Activities of the Department of Defense, Army National Guard and Army Reserve operation and maintenance and National Guard and Reserve equipment procurement.

(Commerce, Justice, State, Judiciary Appropriation Act, 1984)

(g) Such amounts as may be necessary for the following projects or activities, which were provided for in H.R. 3222, the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriation Act, 1984, as reported to the House of Representatives on June 3, 1983, to the extent and in the manner provided for in such Act, and at a rate for operations, notwithstanding section 15(a) of the State Department Basic Authorities Act of 1956 and section 701 of the United States Information and Educational Exchange Act of 1948, as follows:

Department of Commerce: General Administration, "Special Foreign Currency Program", $693,000;

Economic and Statistical Analysis, "Salaries and Expenses", $39,337,000;

Economic Development Administration: "Economic Development Assistance Programs", $250,000,000; "Salaries and Expenses", $30,141,000;

International Trade Administration, "Operations and Administration", $169,893,000;

National Oceanic and Atmospheric Administration: "Operations, Research, and Facilities", $942,871,000; "Fisheries Loan Fund", $5,000,000;

Federal Communications Commission, "Salaries and Expenses", $86,383,000;

Federal Trade Commission, "Salaries and Expenses", $63,500,000: *Provided*, That these funds are subject to the limitations and provisions of sections 10(a) and 10(c) (notwithstanding section 10(e)), 11(b), 18, and 20 of the Federal Trade Commission Improvements Act of 1980 (Public Law 96-252; 94 Stat. 374), notwithstanding the previous provisions of this subsection;

International Trade Commission, "Salaries and Expenses", $20,737,000;

Securities and Exchange Commission, "Salaries and Expenses", $92,500,000;

Small Business Administration, "Salaries and Expenses", $236,000,000;

Department of Justice: Immigration and Naturalization Service, "Salaries and Expenses", $527,257,000;

Notwithstanding the previous provisions of this subsection, Legal Services Corporation, "Payment to the Legal Services Corporation", $275,000,000:

(Legal Services Corporation)

Provided, That none of the funds appropriated in this Act for the Legal Services Corporation shall be expended to provide legal assistance for or on behalf of any alien unless the alien is a resident of the United States and is—

(1) an alien lawfully admitted for permanent residence as an immigrant as defined by sections 101(a)(15) and 101(a)(20) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15), (20));

(2) an alien who is either married to a United States citizen or is a parent or an unmarried child under the age of twenty-one years of such a citizen and who has filed an application for adjustment of status to permanent resident under the Immigration and Nationality Act, and such application has not been rejected;

(3) an alien who is lawfully present in the United States pursuant to an admission under section 207 of the Immigration and Nationality Act (8 U.S.C. 1157, relating to refugee admissions) or who has been granted asylum by the Attorney General under such Act; or

(4) an alien who is lawfully present in the United States as a result of the Attorney General's withholding of deportation pursuant to section 243(h) of the Immigation and Nationality Act (8 U.S.C. 1253(h)).

An alien who is lawfully present in the United States as a result of being granted conditional entry pursuant to section 203(a)(7) of the Immigration and Nationality Act (8 U.S.C. 1153(a)(7)) before April 1, 1980, because of persecution or fear of persecution on account of race, religion, or political opinion or because of being uprooted by catastrophic natural calamity shall be deemed, for purposes of section 1007 b)(11) of the Legal Services Corporation Act, to be an alien described in subparagraph (C) of such section: *Pro-*

vided further, That none of the funds appropriated in this Act for the Legal Services Corporation shall be used by the Corporation in making grants or entering into contracts for legal assistance unless the Corporation insures that the recipient is either (a) a private attorney or attorneys (for the sole purpose of furnishing legal assistance to eligible clients) or (b) a qualified nonprofit organization chartered under the laws of one of the States for the primary purpose of furnishing legal assistance to eligible clients, the majority of the board of directors or other governing body of which organization is comprised of attorneys who are admitted to practice in one of the States and who are appointed to terms of office on such board or body by the governing bodies of State, county, or municipal bar associations the membership of which represents a majority of the attorneys practicing law in the locality in which the organization is to provide legal assistance: *Provided further*, That none of the funds appropriated in this Act shall be expended by the Legal Services Corporation to participate in litigation unless the Corporation or a recipient of the Corporation is a party, or a recipient is representing an eligible client in litigation in which the interpretation of this title or a regulation promulgated under this title is an issue, and shall not participate on behalf of any client other than itself: *Provided further*, That none of the funds appropriated in this Act shall be available to any recipient to be used—

(A) to pay for any personal service, advertisement, telegram, telephone communication, letter, printed or written matter, or other device, intended or designed to influence any decision by a Federal, State, or local agency, except where legal assistance is provided by an employee of a recipient to an eligible client on a particular application, claim, or case, which directly involves the client's legal rights and responsibilities, or

(B) to influence any Member of Congress or any other Federal, State, or local elected official to favor or oppose any Acts, bills, resolutions, or similar legislation, or any referendum, initiative, constitutional amendment, or any similar procedure of the Congress, any State legislature, any local council, or any similar governing body, except that this subsection shall not preclude such funds from being used in connection with communications made in response to any Federal, State, or local official, upon the formal request of such official: *Provided further*, That none of the funds appropriated in this Act for the Legal Services Corporation shall be used to bring a class action suit against the Federal government or any State or local government unless (1) the project director of a recipient has expressly approved the filing of such an action in accordance with policies established by the governing body of such recipient; (2) the class relief which is the subject of such an action is sought for the primary benefit of individuals who are eligible for legal assistance; and (3) that prior to filing such an action, the recipient project director has determined that the government entity is not likely to change the policy or practice in question, that the policy or practice will continue to adversely affect eligible clients, that the recipient has given notice of its intention to seek class relief and that responsible efforts to resolve without litigation the adverse effects of the policy or practice have not been successful or would be adverse to the interest of the clients: *Provided further*, That none of the funds appropriated in this Act for the Legal Services Corporation shall be expended for any purpose prohibited or limited by or contrary to section 11 of H.R. 3480, as passed the House of Representatives on June 18, 1981: *Provided further*, That notwithstanding any regulation, guideline, or rule of the Corporation, the funds appropriated in this Act for the Legal Services Corporation shall be used by the Corporation in making grants or entering into contracts under section 1006(a) (1) and (3) so as to insure that funding for each such current grantee and contractor is maintained in 1984 at the annualized level at which each such grantee and contractor was funded in 1983, or in the same proportion which total appropriations to the Corporation in fiscal year 1984 bear to the total appropriations to the Corporation in fiscal year 1983, until action is taken by directors of the Corporation who have been confirmed in accordance with section 1004(a) of the Legal Services Corporation Act: *Provided further*, That no member of the Board of Directors of the Legal Services Corporation shall be compensated for his services to the Corporation except for the payment of an attendance fee at meetings of the Board at a rate not to exceed the highest daily rate for grade fifteen (15) of the General Schedule and necessary travel expenses to attend Board meetings in accordance with the Standard Government Travel Regulations: *Provided further*, That no officer or employee of the Legal Services Corporation or a recipient program shall be reimbursed for membership in a private club, or be paid severance pay in excess of what would be paid a Federal employee for comparable service;

Department of State: Administration of Foreign Affairs: "Salaries and Expenses", $1,120,000,000; "Reopening Consulates", $2,500,000; "Representation Allowances", $4,148,000; "Acquisition, Operation, and Maintenance of Buildings Abroad", $202,889,000; "Acquisition, Operation, and Maintenance of Buildings Abroad (Special Foreign Currency Program)", $10,012,000; "Payment to the American Institute in Taiwan", $9,380,000; "Payment to the Foreign Service Retirement and Disability Fund", $102,753,000;

International Organizations and Conferences: "Contributions to International Organizations", $520,515,000;

International Commissions: International Boundary and Water Commission, United States and Mexico, "Construction", $672,000; "American Sections, International Commissions", $3,426,000; "International Fisheries Commissions", $8,876,000;

Other: "Asia Foundation", $9,900,000;

United States Information Agency: "Salaries and Expenses (Special Foreign Currency Program)", $10,450,000; "Center for Cultural and Technical Interchange Between East and West", $18,362,000; "Acquisition and Construction of Radio Facilities", $34,013,000.

(District of Columbia Appropriation Act, 1984)

(h) Notwithstanding any other provision of this joint resolution, except section 102, such sums as may be necessary for programs, projects, or activities provided for in the District of Columbia Appropriation Act, 1984 (H.R. 3415), to the extent and in the manner provided for in the conference report and joint explanatory statement of the Committee of Conference (98–379), filed in the House of Representatives on September 22, 1983, as if such Act had been enacted into law.

(Military Construction Appropriation Act, 1984)

(i) Notwithstanding any other provision of this joint resolution, except section 102, such sums as may be necessary for programs, projects, or activities provided for in the Military Construction Appropriation Act, 1984, (H.R. 3263), to the extent and in the manner provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report Number 98–378), filed in the House of Representatives on September 22, 1983, as if such Act had been enacted into law.

(November 10, 1983, expiration date)

SEC. 102. Appropriations and funds made available and authority granted pursuant to this joint resolution shall be available from October 1, 1983, and shall remain available until (a) enactment into law of an appropriation for any project or activity provided for in this joint resolution, or (b) enactment of the applicable appropriation Act by both Houses without any provision for such project or activity, or (c) November 10, 1983, whichever first occurs.

SEC. 103. Appropriations made and authority granted pursuant to this joint resolution shall cover all obligations or expenditures incurred for any project or activity during the period for which funds or authority for such project or activity are available under this joint resolution.

SEC. 104. Expenditures made pursuant to this joint resolution shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 105. Any appropriation for the fiscal year 1984 required to be apportioned pursuant to subchapter II of chapter 15 of title 31, United States Code, may be apportioned on a basis indicating the need (to the extent any such increases cannot be absorbed within available appropriations) for a supplemental or deficiency estimate of appropriation to the extent necessary to permit payment of such pay increases as may be granted pursuant to law to civilian officers and employees and to active and retired military personnel. Each such appropriation shall otherwise be subject to the requirements of subchapter II of chapter 15 of title 31, United States Code.

(Limitation on space rental costs)

SEC. 106. No part of any appropriation contained in, or funds made available by this or any other Act, shall be available for any agency to pay to the Administrator of the General Services Administration a rate per square foot for rental of space and services (established pursuant to section 210(j) of the Federal Property and Administrative Services Act of 1949, as amended) which is in excess of 14 per centum higher than the rate per square foot established for the space and services by the General Services Administration for the fiscal year 1982.

SEC. 107. No provision in any appropriation Act for the fiscal year 1984 referred to in section 101 of this joint resolution that makes the availability of any appropriation provided therein dependent upon the enactment of additional authorizing or other legislation shall be effective before the date set forth in section 102(c) of this joint resolution.

(Preferred-rate mailers)

SEC. 108. Notwithstanding any other provision of this joint resolution except section 102, there are appropriated to the Postal Service Fund sufficient amounts so that postal rates for all preferred-rate mailers covered by section 3626 of title 39, United States Code, shall be continued at the rates in effect on September 1, 1983 (step 14): *Provided*, That mail for overseas voting and mail for the blind shall continue to be free: *Provided further*, That six-day delivery and rural delivery of mail shall continue at the 1983 level.

(School assistance)

(Department of Education)

SEC. 109. Funds shall be available for school assistance in federally affected areas authorized by title I of the Act of September 30, 1950, and the Act of September 23, 1950, at an annual rate of $585,000,000, under the terms and conditions provided in the applicable appropriation Act for fiscal year 1983; and funds shall be available for Departmental Management, "Salaries and Expenses" under the Department of Education at the current rate of operations.

(Payments to prevailing rate employees)

SEC. 110. (a) Notwithstanding any other provision of law, no part of any of the funds appropriated for the fiscal year ending September 30, 1984, by this Act or any other Act, may be used to pay any prevailing rate employee described in section 5342(a)(2)(A) of title 5, United States Code, or any employee covered by section 5348 of that title, in an amount—

(1) during the period from October 1, 1983, until the next applicable wage survey adjustment becomes effective, which exceeds the rate which was payable for the applicable grade and step of the applicable wage schedule on September 30, 1983, in accordance with section 107(a) of Public Law 97-377; and

(2) during the period consisting of the remainder of the fiscal year ending September 30, 1984, which exceeds, as a result of a wage survey adjustment, the rate payable under paragraph (1) of this subsection by more than the overall average percentage of the adjustment in the General Schedule during the fiscal year ending September 30, 1984.

(b) Notwithstanding the provisions of section 9(b) of Public Law 92-392 or section 704(b) of Public Law 95-454, the provisions of subsection (a) of this section shall apply (in such manner as the Office of Personnel Management shall prescribe) to any prevailing rate employee to whom such section 9(b) applies, except that the provisions of subsection (a) may not apply to any increase in a wage schedule or rate which is required by the terms of a contract entered into before the date of enactment of this Act.

(c) Notwithstanding any other provision of law, no prevailing rate employee described in paragraph (B) or (C) of section 5342(a)(2) of title 5, United States Code, may be paid during the fiscal year ending September 30, 1984, at a rate which exceeds the rate which was payable for the applicable grade and step of the applicable wage schedule on September 30, 1983, except to the extent a higher rate would be payable under subsection (a) of this section were subsection (a) applicable to wage schedules and rates for prevailing rate employees described in such paragraphs (B) and (C) of section 5342(a)(2).

(d) For the purpose of this section, the rate payable to any employee who is covered by this section and who is paid from a schedule which was not in existence on September 30, 1983, shall be determined under regulations prescribed by the President.

(e) The provisions of this section shall apply only with respect to pay for services performed by any affected employee after the date of enactment of this Act.

(f) For the purpose of administering any provision of law, rule, or regulation which provides premium pay, retirement, life insurance, or any other employee benefit, which requires any deduction or contribution, or which imposes any requirement or limitation, on the basis of a rate of salary or basic pay, the rate of salary or basic pay payable after the application of this section shall be treated as the rate of salary or basic pay.

(g) Notwithstanding the limitations imposed on prevailing rate pay pursuant to subsection (a) of this section, such limitations may not apply to wage adjustments for prevailing rate supervisors provided by the supervisory pay plan published in the Federal Register on March 30, 1983.

$20,000,000 (by transfer)

Sec. 111. There is hereby appropriated $20,000,000 to be derived by transfer from funds available for obligation in fiscal year 1983 in the appropriation for "Guaranteed Student Loans", to remain available for obligation until September 30, 1984, to enable the Secretary of Education to comply with the consent decree entered in United States district court in the case of the United States of America against the Board of Education for the City of Chicago (80 C 5124) on September 24, 1980.

Sec. 112. All obligations incurred in anticipation of the appropriations and authority provided in this joint resolution for the purposes of maintaining the minimum level of essential activities necessary to protect life and property and bringing about orderly termination of other functions are hereby ratified and confirmed if otherwise in accordance with the provisions of this joint resolution.

Approved October 1, 1983.

LEGISLATIVE HISTORY—H.J. Res. 368

HOUSE REPORT No. 98-397 (Comm. of Conference).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Sept. 28, considered and passed House.
Sept. 29, considered and passed Senate, amended.
Sept. 30, House agreed to conference report; concurred in Senate amendments with amendments. Senate agreed to conference report; concurred in House amendments.

Grand total, Continuing Appropriations, 1984 (net) (Public Law 98-107):

New budget (obligational) authority		$5,000,000
By transfer	*($20,000,000)*	

NOTE.—The following tabulation is a classification by departments and establishments of new budget (obligational) authority made in the foregoing joint resolution:

Department or establishment	Amount
Department of Defense:	
Summer olympics	$5,000,000
Department of Education:	
Guaranteed student loans (*by transfer*)	*(20,000,000)*
Grand total:	
New budget (obligational) authority	5,000,000
By transfer	*(20,000,000)*

FURTHER CONTINUING APPROPRIATIONS, 1984

Public Law 98-151

98th Congress, H.J. Res. 413

November 14, 1983

[NOTE.—This joint resolution provides budget authority for three annual appropriation bills which were not enacted into law. These three bills are: (1) Agriculture, 1984 (H.R. 3223); (2) Foreign Assistance, 1984 (S. 1892); and (3) Treasury, Postal Service, 1984 (H.R. 4139). Although budget authority for these bills is provided in this joint resolution, a separate modified bill and table VIII for each are included where they would normally appear in this volume.]

JOINT RESOLUTION

Making further continuing appropriations for the fiscal year 1984.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, for the several departments, agencies, corporations, and other organizational units of the Government for the fiscal year 1984, and for other purposes, namely:

SEC. 101. (a) Pending enactment of the Department of Defense Appropriation Act, 1984, such amounts as may be necessary for continuing activities, not otherwise specifically provided for elsewhere in this joint resolution, which were conducted in fiscal year 1983, for which provision was made in the Department of Defense Appropriation Act, 1983, but such activities shall be funded at not to exceed an annual rate for new obligational authority of $247,000,000,000, which is an increase above the current rate, and this level shall be distributed on a pro rata basis to each appropriation account utilizing the fiscal year 1984 amended budget request as the base for such distribution and shall be available under the terms and conditions provided for in the applicable appropriation Acts for fiscal year 1983: *Provided,* That, unless approved by both the House and the Senate in H.R. 4185, no appropriation or funds made available or authority granted pursuant to this subsection shall be used to initiate multiyear procurements, utilizing advance procurement funding for economic order quantity procurement unless specifically appropriated later: *Provided further,* That none of the funds appropriated or made available pursuant to this subsection shall be available for the conversion of any full-time positions in support of the Army Reserve, Air Reserve, Army National Guard, and Air National Guard by Active or Reserve Military Personnel, from civilian positions designated "military technicians" to military positions: *Provided further,* That, unless approved by both the House and the Senate in H.R. 4185, no appropriation or funds made available or authority granted pursuant to this subsection shall be used to initiate or resume any project, activity, operation or organization which is defined as any project, subproject, activity, budget activity, program element, and subprogram within a program element, and for investment items is further defined as a P-1 line item in a budget activity within an appropriation account and a R-1 line item which includes a program element and subprogram element within an appropriation account, for which appropriations, funds or other authority were not available during the fiscal year 1983.

(b)(1) Such amounts as may be necessary for continuing the activities under the purview of the Foreign Assistance Appropriations Act as provided for in Public Law 97-377 and Public Law

98-63, under the terms and conditions, and at the rate, provided for [1]*$150,000,000*
in those Acts or at the rate provided for in the budget estimates, *(limitation on*
whichever is lower, and under the more restrictive authority: *guaranteed*
Provided, That such terms and conditions shall be applied without *loans)*
regard to the earmarkings, ceilings or transfers of funds contained in
such Acts, except that the provisions of title V of Public Law 97-121
shall apply including the provisions of section 523 of such title:
Provided further, That notwithstanding the provisions of this subsection
making amounts available or otherwise providing for levels
of program authority, the following amounts only shall be provided
for the following accounts or under the following headings:
$79,720,549 for payment to the "International Bank for Reconstruction 79,720,549
and Development", to remain available until expended, and not
to exceed $983,220,105 in callable capital subscriptions; $118,423,983 [2]*983,220,105*
for payment to the "Inter-American Development Bank", to remain 118,423,983
available until expended, of which not more than $80,423,000 shall
be available for the Fund for Special Operations, as authorized by
sections 26, 29, and 30 of the Inter-American Development Bank
Act, and not to exceed $806,464,582 in callable capital subscriptions; [2]*806,464,582*
$945,000,000 for payment to the "International Development Association", 945,000,000
to remain available until expended; $13,232,676 for payment 13,232,676
to the "Asian Development Bank", to remain available until expended,
and not to exceed $251,377,943 in callable capital subscriptions; [2]*251,377,943*
$100,000,000 for payment to the "Asian Development Fund", 100,000,000
to remain available until expended; $17,986,678 for payment to the 17,986,678
"African Development Bank", to remain available until expended,
and not to exceed $53,960,036 in callable capital subscriptions; [2]*53,960,036*
$50,000,000 for payment to the "African Development Fund", to 50,000,000
remain available until expended; $314,164,000 for "International 314,164,000
Organizations and Programs", including the provisions of section
103(g) of the Foreign Assistance Act of 1961, except that such funds
shall be made available only in accordance with the Joint Explanatory
Statement of the Committee of Conference accompanying the
conference report on this joint resolution (H. J. Res. 413);
$715,106,500 for "Agriculture, rural development, and nutrition, 715,106,500
Development Assistance"; $240,000,000 for "Population, Development 240,000,000
Assistance"; $125,000,000 for "Health, Development 125,000,000
Assistance"; $116,477,000 for "Education and human resources development, 116,447,000
Development Assistance", of which $4,000,000 shall be
available only for scholarships for South African students in accordance
with the last sentence of section 105(a) of the Foreign Assistance
Act of 1961; $140,288,000 for "Energy and selected development 140,288,000
activities, Development Assistance"; $10,000,000 for "Science and 10,000,000
technology, Development Assistance": *Provided further,* That of the
funds made available to carry out the provisions of sections 103
through 106 of the Foreign Assistance Act of 1961, as amended, not
less than $10,000,000 shall be available for Botswana: *Provided
further,* That funds made available as loans to carry out the provisions
of sections 103 through 106 of the Foreign Assistance Act of
1961 shall remain available for obligation until September 30, 1985;
up to $20,000,000 of the funds appropriated by this subsection to *20,000,000*
carry out the provisions of chapter 1 of part I are available for the *(program*
"Private Sector Revolving Fund", which shall be available for obligation *limitation)*
until September 30, 1985, except that amounts hereafter
deobligated from the Private Sector Revolving Fund are hereby
continued available for reobligation for the purposes of such fund;
$30,000,000 for "American schools and hospitals abroad"; 30,000,000
$103,000,000 for "Sahel development program"; $36,537,000 for 103,000,000
"Payment to the Foreign Service Retirement and Disability Fund"; 36,537,000
$25,000,000 for "International disaster assistance", to remain available 25,000,000
until expended, of which $10,000,000 shall be used only for

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[1] Housing and other credit guaranty programs.

[2] Callable capital.

earthquake relief and reconstruction in southern Italy, which
amount may be derived either from amounts appropriated to carry
out the provisions of section 491 of the Foreign Assistance Act of
1961 or from up to $10,000,000 of amounts heretofore appropriated
pursuant to chapter 4 of part II of such Act for Syria which are, if
deobligated, hereby continued available for the purposes of section
491 or for other programs for Italy consistent with sections 103
through 106 of such Act, and up to $15,000,000 of such deobligated
amounts are hereby continued available and may be used for grant
economic assistance programs for Grenada, except that such funds
for Grenada may not be made available for obligation unless the
Appropriations Committees of both Houses of Congress are previously
notified 15 days in advance; $1,100,000 in foreign currencies for *$1,100,000*
"Overseas training and special development activities (foreign currency *(foreign currency*
program)"; $2,903,250,000 for the "Economic Support Fund", *limitation)*
of which not less than $910,000,000 shall be available for Israel, not 2,903,250,000
less than $750,000,000 shall be available for Egypt, not less than
$15,000,000 shall be available for Cyprus, and, notwithstanding
section 660 of the Foreign Assistance Act of 1961, not less than
$3,000,000 shall be available for programs and projects in El Salvador
to promote the creation of judicial investigative capabilities,
protection for key participants in pending judicial cases, and modernization
of penal and evidentiary codes; $46,200,000 for "Peacekeeping 46,200,000
operations"; $361,533,250 for "Operating expenses of the 361,533,250
Agency for International Development", subject to the limitation on
transfers of funds into this account and payment for Foreign Affairs
Administrative Support contained in Public Law 97-377; $16,250,000 16,250,000
for "Trade and Development"; $41,200,000 for "International narcotics 41,200,000
control"; $3,000,000 for the "African Development Foundation"; 3,000,000
$13,000,000 for the "Inter-American Foundation"; not to exceed 13,000,000
$10,000,000 for gross obligations for the amount of direct loans and [1] *10,000,000*
not to exceed $100,000,000 of contingent liability for total commit- [2] *100,000,000*
ments to guarantee loans for the "Overseas Private Investment
Corporation"; $115,000,000 for the "Peace Corps"; $323,000,000 for 115,000,000
"Migration and Refugee Assistance"; $2,500,000 for "Anti-Terrorism 323,000,000
Assistance"; $510,000,000 for necessary expenses to carry out the 2,500,000
provisions of section 503 of the Foreign Assistance Act of 1961; 510,000,000
$51,532,000 for "International Military Education and Training"; 51,532,000
$1,315,000,000 for necessary expenses to carry out sections 23 and 24 1,315,000,000
of the Arms Export Control Act, of which not less than $850,000,000
shall be available for Israel ($1,700,000,000 of the amount provided
for the total aggregate credit sale ceiling during the fiscal year 1984
shall be available only to Israel), and not less than $465,000,000 shall
be available for Egypt; $4,401,250,000 of contingent liability for total [2] *4,401,250,000*
commitments to guarantee loans under "Foreign Military Credit
Sales": *Provided further,* That of the total aggregate credit ceiling
made available to Israel, up to $300,000,000 shall be made available
for research and development activities in the United States and
$250,000,000 shall be made available for the procurement of defense
articles and defense services in Israel for the Lavi program: *Provided
further,* That not more than $64,800,000 of the total funds and
authorities made available under this subsection for programs for *225,000,000*
military assistance shall be available for El Salvador; not to exceed *(program*
$225,000,000 are authorized to be made available for the "Special *limitation)*
Defense Acquisition Fund"; and not to exceed $3,865,000,000 of gross [1, 3] *3,865,000,000*
obligations for the principal amount of direct loans and [3] 2,587,000,000
$10,000,000,000 of total commitments to guarantee loans under *$10,000,000,000*
"Export-Import Bank of the United States", and not to exceed *(limitation on*
$16,899,000 shall be available for administrative expenses: *Provided* *guaranteed*
further, That no funds in this subsection shall be available for *loans)*

16,889,000
(limitation on
administrative
expenses)

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[1] Limitation on direct loans.

[2] Limitation on guaranteed loans.

[3] Budget authority of $2,587,000,000 for Export-Import Bank reflects impact of miscellaneous receipts on the direct loan limitation of $3,865,000,000.

Guatemala except for economic development projects through private voluntary organizations: *Provided further*, That none of the funds appropriated or otherwise made available to the Agency for International Development shall be used to fund projects or programs where comparable American private enterprise funding is available: *Provided further*, That the Secretary of the Treasury and the Secretary of State are directed to submit to the Committees on Foreign Affairs and the Committees on Appropriations by February 1, 1984, a report on the domestic economic policies of those nations receiving economic assistance, either directly or indirectly from the United States including, where appropriate, an analysis of the foreign assistance programs conducted by these recipient nations: *Provided further*, That appropriations made available and authority provided by this subsection shall remain available until September 30, 1984, notwithstanding section 102 of this joint resolution.

Not later than January 31 of each year, or at the time of the transmittal by the President to the Congress of the annual presentation materials on foreign assistance, whichever is earlier, the President shall transmit to the Speaker of the House of Representatives and the President of the Senate a full and complete report which assesses, with respect to each foreign country, the degree of support by the government of each such country during the preceding twelve-month period for the foreign policy of the United States. Such report shall include, with respect to each such country which is a member of the United Nations, information to be compiled and supplied by the Permanent Representative of the United States to the United Nations, consisting of a comparison of the overall voting practices in the principal bodies of the United Nations during the preceding twelve-month period of such country and the United States, with special note of the voting and speaking records of such country on issues of major importance to the United States in the General Assembly and the Security Council, and shall also include a report on actions with regard to the United States in important related documents such as the Non-Aligned Communique. A full compilation of the information supplied by the Permanent Representative of the United States to the United Nations for inclusion in such report shall be provided as an addendum to such report. None of the funds appropriated or otherwise made available pursuant to this subsection shall be obligated or expended to finance directly any assistance to a country which the President finds, based on the contents of the report required to be transmitted under this paragraph, is engaged in a consistent pattern of opposition to the foreign policy of the United States.

None of the funds heretofore appropriated or otherwise made available for Syria for the purposes of carrying out the provisions of chapter 4 of part II of the Foreign Assistance Act of 1961 shall be expended after the date of enactment of this joint resolution. The Administrator of the Agency for International Development is directed to terminate the economic assistance program to Syria and to deobligate all funds heretofore obligated for assistance to Syria, except that such funds may continue to be available to finance the training or studies outside of Syria of students whose course of study or training program began before enactment of this joint resolution. The Administrator of the Agency for International Development is authorized to adopt as a contract of the United States Government, and assume any liabilities arising thereunder (in whole or in part), any contract with a United States contractor which had been funded by the Agency for International Development prior to the date of enactment of this joint resolution. Amounts certified pursuant to section 1311 of the Supplemental Appropriations Act, 1955, as having been obligated against appropriations heretofore made pursuant to chapter 4 of part II of the Foreign Assistance Act of 1961 (and predecessor legislation) for Syria are hereby continued available until expended to meet necessary expenses arising from the termination under this subsection of assistance programs for Syria authorized by such chapter: *Provided,* That this shall not be construed as permitting payments or reimbursements of any kind to the Government of Syria.

None of the funds appropriated or otherwise made available under this subsection may be available for any country during any three-month period beginning on or after October 1, 1983, immediately following a certification by the President to the Congress that the government of such country is failing to take adequate measures to prevent narcotic drugs or other controlled substances (as listed in the schedules in section 202 of the Comprehensive Drug Abuse and Prevention Control Act of 1971 (21 U.S.C. 812)) which are cultivated, produced, or processed illicitly, in whole or in part, in such country, or transported through such country from being sold illegally within the jurisdiction of such country to United States Government personnel or their dependents or from entering the United States unlawfully.

Amounts certified pursuant to section 1311 of the Supplemental Appropriations Act, 1955, as having been obligated against appropriations heretofore made under the authority of the Foreign Assistance Act of 1961, as amended, for the same general purpose as any of the subparagraphs under "Agency for International Development" in prior appropriations Acts, are, if deobligated, hereby continued available for development project assistance for the same [1]$40,000,000 period as the respective appropriations in such subparagraphs for the same general purpose and for the same country as originally obligated or for relief, rehabilitation, and reconstruction activities in the Andean region: *Provided,* That the Appropriations Committees of both Houses of the Congress are notified fifteen days in advance of the deobligation or reobligation of such funds.

Section 101(b)(1) of this joint resolution may be cited as the "Foreign Assistance and Related Programs Appropriations Act, 1984".

[Total Foreign Assistance and Related Programs Appropriations Act, 1984: [2]

[New budget (obligational authority	[2] *$11,508,401,636.]*
[Limitation on callable capital	*2,095,002,666.]*
[Limitation on guaranteed loans	*14,651,250,000.]*
[Program limitation	*245,000,000.]*
[Foreign currency limitation	*1,100,000.]*

(2) Section 101(b)(2) of this joint resolution may be cited as the "International Security and Development Assistance Authorizations Act of 1983".

AUTHORIZATIONS OF APPROPRIATIONS

There is authorized to be appropriated to the President $1,315,000,000 for the fiscal year 1984 to carry out section 23 of the Arms Export Control Act. The total principal amount of loans guaranteed under section 24(a) of the Arms Export Control Act shall not exceed $4,446,500,000 for the fiscal year 1984.

There are authorized to be appropriated for the fiscal year 1984 the following amounts to carry out the following provisions of the Foreign Assistance Act of 1961:

(1) $725,213,000 to carry out section 103.
(2) $244,600,000 to carry out section 104(b).
(3) $133,400,000 to carry out section 104(c).
(4) $121,477,000 to carry out section 105.

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[1] These funds are deobligated from monies appropriated in previous fiscal years and are reobligated for use in the current fiscal year. Consequently, they are reflected as indefinite new budget (obligational) authority.

[2] Although new budget (obligational) authority is provided in this Further Continuing Resolution (Public Law 98-151) for programs and activities normally included in the Foreign Assistance and Related Programs Appropriation Act, 1984 (S. 1892), which was not enacted into law, a separate extended bill and table VIII for S. 1892 are included in this volume on p. 211 and pp. 1110-1113.

(5) $160,000,000 to carry out section 106.
(6) $103,000,000 to carry out section 121.
(7) $30,000,000 to carry out section 214.
(8) $266,214,000 to carry out chapter 3 of part I.
(9) $47,000,000 to carry out section 481.
(10) $25,000,000 to carry out section 491.
(11) $3,074,000,000 to carry out chapter 4 of part II.
(12) $639,700,000 to carry out section 503.
(13) $56,452,000 to carry out chapter 5 of part II.
(14) $46,200,000 to carry out chapter 6 of part II.
(15) $22,000,000 to carry out section 661.
(16) $370,000,000 to carry out section 667.

There is authorized to be appropriated to the President to carry out the African Development Foundation Act $3,000,000 for the fiscal year 1984.

There is authorized to be appropriated to carry out the Peace Corps Act $116,000,000 for the fiscal year 1984.

Section 10 of Public Law 91-672 and section 15(a) of the State Department Basic Authorities Act of 1956 shall not apply with respect to funds appropriated for "Migration and Refugee Assistance" or for the Inter-American Foundation by the joint resolution of October 1, 1983 (Public Law 98-107), as amended by this joint resolution.

ASSISTANCE FOR ISRAEL AND EGYPT

Section 31(b)(3) of the Arms Export Control Act is amended to read as follows:

"(3) Of the aggregate total of credits (or participations in credits) extended under section 23 of this Act and of the total principal amount of loans guaranteed under section 24(a) of this Act, not less than $1,700,000,000 for the fiscal year 1984 shall be available only for Israel, of which not less than $850,000,000 shall be credits under section 23. Of the total aggregate credit ceiling made available to Israel, up to $300,000,000 shall be made available for research and development activities in the United States and $250,000,000 shall be made available for the procurement of defense articles and defense services in Israel for the Lavi program.".

Section 31(c) of such Act is amended—

(a) in the first sentence by striking out "for the fiscal year 1982 and for the fiscal year 1983" and inserting in lieu thereof "for the fiscal year 1984"; and

(b) in the last sentence—

(1) by striking out "$550,000,000" and inserting in lieu thereof "$850,000,000 for the fiscal year 1984"; and

(2) by striking out "for each such year".

Section 31(b)(6) of such Act is amended to read as follows:

"(6) Of the total amounts of credits (or participations in credits) extended under section 23 of this Act, not less than $465,000,000 for the fiscal year 1984 shall be available only for Egypt, and Egypt shall be released from its contractual liability to repay the United States Government with respect to such credits (and participations in credits). Of the total principal amount of loans guaranteed under section 24(a) of this Act, not less than $900,000.000 for the fiscal year 1984 shall be available only for Egypt.".

Section 31(b)(5) of such Act is amended by striking out "for the fiscal year 1982 and for the fiscal year 1983" and inserting in lieu thereof "for the fiscal year 1984".

Section 532 of the Foreign Assistance Act of 1961 is amended to read as follows:

"SEC. 532. **EARMARKING FOR ISRAEL AND EGYPT**.—Of the funds authorized to be appropriated to carry out this chapter for the fiscal year 1984, not less than $910,000,000 shall be available only for Israel and not less than $750,000,000 shall be available only for Egypt.".

CONDITIONS ON MILITARY ASSISTANCE FOR EL SALVADOR

Not more than 70 percent of the amount made available for the fiscal year 1984 for military assistance for El Salvador under chapters 2 and 5 of part II of the Foreign Assistance Act of 1961 and under the Arms Export Control Act may be expended until—

(1) Salvadoran authorities have substantially concluded all investigative actions in the case of the National Guardsmen charged with murder in the deaths of the four United States churchwomen in December 1980 that were set forth in communications from the Department of State (including the letters dated July 8 and September 23, 1983); and

(2) Salvadoran authorities have brought the accused to trial and have obtained a verdict.

Not more than 90 percent of the amount made available for the fiscal year 1984 for military assistance for El Salvador under chapters 2 and 5 of part II of the Foreign Assistance Act of 1961 and under the Arms Export Control Act may be expended until the President has determined and certified to the Congress that—

(1) the Government of El Salvador has not taken any action which would alter, suspend, or terminate the land reform program for phase I or phase III promulgated under Decree 154 (dated March 5, 1980) or Decree 207 (dated April 28, 1980) in a manner detrimental to the rights of the beneficiaries or the potential beneficiaries under those decrees; and

(2) the Government of El Salvador continues to make documented progress on implementing the land reform program.

MINORITY SET-ASIDE

Except to the extent that the Administrator of the Agency for International Development determines otherwise, not less than 10 percent of the aggregate of the funds made available for the fiscal year 1984 to carry out chapter 1 of part I of the Foreign Assistance Act of 1961 shall be made available only for activities of economically and socially disadvantaged enterprises (within the meaning of section 133(c)(5) of the International Development and Food Assistance Act of 1977), historically Black colleges and universities, and private and voluntary organizations which are controlled by individuals who are Black Americans, Hispanic Americans, or Native Americans, or who are economically and socially disadvantaged (within the meaning of section 133(c)(5) (B) and (C) of the International Development and Food Assistance Act of 1977). For purposes of this section, economically and socially disadvantaged individuals shall be deemed to include women.

MINORITY RESOURCE CENTER

None of the funds authorized to be appropriated for the fiscal year 1984 to carry out the Foreign Assistance Act of 1961 may be used to eliminate the Minority Resource Center as a separate and distinct entity within the Agency for International Development, including implementation of a consolidation of the Minority Resource Center with the Office of Small and Disadvantaged Business Utilization under section 133(c)(8) of the International Development and Food Assistance Act of 1977.

PROMOTING THE DEVELOPMENT OF THE HAITIAN PEOPLE AND PROVIDING FOR ORDERLY EMIGRATION FROM HAITI

It is the sense of the Congress that for the fiscal year 1984 up to $24,000,000 of the funds available to carry out chapter 1 of part I of the Foreign Assistance Act of 1961, and up to $10,000,000 of the funds available to carry out chapter 4 of part II of such Act, should be made available for development assistance for Haiti, subject to the limitation contained in the third paragraph of this heading

To the maximum extent practicable, assistance for Haiti under chapter 1 of part I and under chapter 4 of part II of the Foreign Assistance Act of 1961 should be provided through private and voluntary organizations.

Funds available for fiscal year 1984 to carry out chapter 1 of part I or chapter 2, 4, or 5 of part II of the Foreign Assistance Act of 1961 may be obligated for Haiti, and credits may be extended and guarantees may be issued under the Arms Export Control Act for Haiti, only if the President determines that the Government of Haiti—

(1) is continuing to cooperate with the United States in halting illegal emigration to the United States from Haiti;

(2) is cooperating fully in implementing United States development, food, and other economic assistance programs in Haiti (including programs for prior fiscal years); and

(3) is making a concerted and significant effort to improve the human rights situation in Haiti by implementing the political reforms which are essential to the development of democracy in Haiti, including the establishment of political parties, free elections, and freedom of the press.

Six months after the date of enactment of this section, the President shall report to the Congress on the extent to which the actions of the Government of Haiti are consistent with each numbered provision contained in the third paragraph of this heading.

Notwithstanding the limitations of section 660 of the Foreign Assistance Act of 1961, funds made available under such Act for the fiscal year 1984 may be used for programs with Haiti, which shall be consistent with prevailing United States refugee policies, to assist in halting significant illegal emigration from Haiti to the United States.

PRIVATE SECTOR REVOLVING FUND

The amendment contained in section 407 of H.R. 2992, as reported by the Committee on Foreign Affairs of the House of Representatives on May 17, 1983, is hereby enacted.

ANTITERRORISM ASSISTANCE PROGRAM

The amendments contained in title II of H.R. 2992, as reported by the Committee on Foreign Affairs of the House of Representatives on May 17, 1983, are hereby enacted, except that, for purposes of such enactment, section 575 of the Foreign Assistance Act of 1961 shall read as follows:

"SEC. 575. APPROPRIATIONS.—There is authorized to be appropriated to the President to carry out this chapter $5,000,000 for the fiscal year 1984. Amounts appropriated under this section are authorized to remain available until expended.".

(c) Notwithstanding any other provision of this joint resolution, except section 102, such amounts as may be necessary for continuing the following activities, not otherwise provided for in this joint resolution, which were conducted in the fiscal year 1983, under the terms and conditions provided in applicable appropriation Acts for the fiscal year 1983, at the current rate:

[1] $807,020,000 *(current rate, indefinite)*

Health planning activities authorized by title XV of the Public Health Service Act;

National Research Service Awards authorized by section 472(d) of the Public Health Service Act;

National Arthritis Advisory Board, National Diabetes Advisory Board, and National Digestive Diseases Advisory Board authorized by section 437 of the Public Health Service Act;

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[1] Estimate of appropriations for programs funded at "current rate" taken from the 1984 column of the President's Budget for 1985 (House Document No. 98-3). See table VIII on p. 1147, this volume, for accounts involved.

Medical Library Assistance programs authorized by title III of the Public Health Service Act;

Refugee and entrant assistance activities under the provisions of title IV of the Immigration and Nationality Act, title IV and part B of title III of the Refugee Act of 1980, and sections 501 (a) and (b) of the Refugee Education Assistance Act of 1980: *Provided,* That such funds may be expended for individuals who would meet the definition of "Cuban and Haitian entrant" under section 501(e) of the Refugee Education Assistance Act of 1980 but for the application of paragraph (2)(B) thereof: *Provided further,* That none of the funds made available under this joint resolution may be used to implement any administratively proposed block grant, per capita grant, or similar consolidation of the Refugee Resettlement Program, or to distribute any funds under any such administrative proposal;

Child abuse prevention and treatment and adoption opportunities activities authorized by the Child Abuse Prevention and Treatment Act;

Activities under the Domestic Volunteer Service Act of 1973, as amended; and

[1] $129,321,000 *(current rate, indefinite)*

Activities of the Department of Defense, Army National Guard and Army Reserve Operation and Maintenance and National Guard and Reserve Equipment Procurement.

(d) Notwithstanding any other provision of this joint resolution, except section 102, such sums as may be necessary for programs, projects, or activities provided for in the Agriculture, Rural Development and Related Agencies Appropriation Act, 1984 (H.R. 3223), to the extent and in the manner provided for in the conference report and joint explanatory statement of the Committee of Conference (House Report Number 98-450), filed in the House of Representatives on October 27, 1983, as if such Act had been enacted into law.

[2] *(31,671,074,000)*

(Commerce, Justice, State, Judiciary Appropriations, 1984)

(e) Notwithstanding any other provision of this joint resolution except section 102, such amounts as may be necessary for programs, projects, or activities not otherwise specifically provided for in this joint resolution for which appropriations, funds, or other authority would be available in the Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriation Act, 1984 (H.R. 3222), at a rate for operations and to the extent and in the manner that was provided for in Public Law 98-107: *Provided,* That none of the funds made available in this joint resolution for the Department of Justice and the Federal Trade Commission may be used for any activity, the purpose of which is to overturn or alter the per se prohibition on resale price maintenance in effect under Federal antitrust laws: *Provided further,* That nothing in this provision shall prohibit any employee of the Department of Justice or the Federal Trade Commission from presenting testimony on this matter before appropriate committees of the House and Senate.

(f) Such amounts as may be necessary for continuing the activities, not otherwise specifically provided for in this joint resolution, which were provided for in H.R. 4139, the Treasury, Postal Service and General Government Appropriations Act, 1984, as passed by the House of Representatives on October 27, 1983, to the extent and in the manner provided for in such Act, and at a rate for operations as was provided for in S. 1646, the Treasury, Postal Service and General Government Appropriations Bill, 1984, as reported to the

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[1] "Current rate" amount as shown in the 1984 column of the President's Budget for 1985 (H. Doc. No. 98-3).

[2] Although new budget (obligational) authority is provided in this Further Continuing Resolution (Public Law 98-151) for programs and activities normally included in the Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 (H.R. 3223), which was not enacted into law, a separate modified extended bill and table VIII for H.R. 3223 are included in this volume on pp. 89-115 and pp. 1090-1095.

Senate (S. Rept. 98-186) on July 20, 1983: *Provided*, That any activity included in the Senate reported bill (S. 1646), but not included in the House passed bill (H.R. 4139), shall be continued at the rate and under the terms and conditions of the Senate reported bill (S. 1646). [1]*($11,943,900,000)*

(g) Notwithstanding any other provision of this joint resolution, the following amounts are hereby made available, in addition to funds otherwise available, for the following purposes:

EDUCATION FOR THE HANDICAPPED

For an additional amount for carrying out section 611 of the Education of the Handicapped Act, $25,000,000 to become available on July 1, 1984 and to remain available until September 30, 1985. 25,000,000

REHABILITATION SERVICES AND HANDICAPPED RESEARCH

For an additional amount for carrying out section 100(b)(1) of the Rehabilitation Act of 1973, $10,000,000. 10,000,000

GRANTS TO SCHOOLS WITH SUBSTANTIAL NUMBERS OF IMMIGRANTS

For carrying out emergency immigrant education assistance under title V of H.R. 3520 as passed the House of Representatives September 13, 1983, $30,000,000. 30,000,000

HIGHER EDUCATION

For an additional amount for work-study programs under title IV of the Higher Education Act of 1965, $5,000,000. 5,000,000

For an additional amount for supplemental educational opportunity grants under title IV of the Higher Education Act of 1965, $5,000,000. 5,000,000

[*Total, higher education, $10,000,000.*]

[*Subtotal, Department of Education, $75,000,000.*]

COMMUNITY HEALTH CENTERS[2]

For an additional amount for carrying out titles III and XIX of the Public Health Service Act with respect to community health centers, $10,000,000. 10,000,000

NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

For an additional amount for carrying out the National Technical Institute for the Deaf Act, $1,700,000. 1,700,000

GALLAUDET COLLEGE

For an additional amount for carrying out the Act of June 18, 1954 (68 Stat. 265), relating to Gallaudet College, $2,000,000. 2,000,000

[*Subtotal, Department of Education, $3,700,000.*]

[*Grand total, Department of Education, $78,700,000.*]

FOOD DISTRIBUTION AND EMERGENCY SHELTER

There is hereby appropriated, out of any money in the Treasury not otherwise appropriated, $10,000,000 to the Federal Emergency 10,000,000

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[1] Although new budget (obligational) authority is provided in this Further Continuing Resolution (Public Law 98-151) for programs and activities normally included in the Treasury, Postal Service, and General Government Appropriations Act, 1984 (H.R. 4139), which was not enacted into law, a separate modified extended bill and table VIII for H.R. 4139 are included in this volume on pp. 347-374 and pp. 1140-1142. (See also pp. 529-530, this volume.)

[2] Organizationally within the Department of Health and Human Services.

Management Agency to carry out an emergency food and shelter program. Notwithstanding any other provision of this joint resolution or any other provision of law, such amount shall be made available under the terms and conditions of the following paragraphs:

The Director of the Federal Emergency Management Agency shall, as soon as practicable after enactment of this Act, constitute a national board for the purpose of determining how the program funds are to be distributed to individual localities. The national board shall consist of seven members. The United Way of America, the Salvation Army, the Council of Churches, the National Conference of Catholic Charities, the Council of Jewish Federations, Inc., the American Red Cross, and the Federal Emergency Management Agency shall each designate a representative to sit on the national board. The representative of the Federal Emergency Management Agency shall chair the national board.

Each locality designated by the national board to receive funds shall constitute a local board for the purpose of determining how its funds will be distributed. The local board shall consist, to the extent practicable, of representatives of the same organizations as the national board except that the mayor or appropriate head of government will replace the Federal Emergency Management Agency member.

The Director of the Federal Emergency Management Agency shall award a grant for $10,000,000 to the national board within thirty days after enactment of this Act for the purpose of providing emergency food and shelter to needy individuals through private voluntary organizations.

Eligible private voluntary organizations should be nonprofit, have a voluntary board, have an accounting system, and practice nondiscrimination.

Participation in the program should be based upon a private voluntary organization's ability to deliver emergency food and shelter to needy individuals and such other factors as are determined by the local boards.

Total administrative costs shall not exceed 2 per centum of the total appropriation.

As authorized by the Charter of the Commodity Credit Corporation, the Corporation shall process and distribute surplus food owned or to be purchased by the Corporation under the food distribution and emergency shelter program in cooperation with the Federal Emergency Management Agency.

SEC. 102. Appropriations and funds made available and authority granted pursuant to this joint resolution shall be available from November 10, 1983, and shall remain available until (a) enactment into law of an appropriation for any project or activity provided for in this joint resolution, or (b) enactment of the applicable appropriation Act by both Houses without any provision for such project or activity, or (c) September 30, 1984, whichever first occurs.

(September 30, 1984, expiration date)

SEC. 103. Appropriations made and authority granted pursuant to this joint resolution shall cover all obligations or expenditures incurred for any project or activity during the period for which funds or authority for such project or activity are available under this joint resolution.

SEC. 104. Expenditures made pursuant to this joint resolution shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 105. No provision in any appropriation Act for the fiscal year 1984 referred to in section 101 of this joint resolution that makes the availability of any appropriation provided therein dependent upon the enactment of additional authorizing or other legislation shall be effective before the date set forth in section 102(c) of this joint resolution.

(Preferred-rate mailers)

SEC. 106. Notwithstanding any other provision of this joint resolution except section 102, there are appropriated to the Postal Service Fund sufficient amounts so that postal rates for all preferred-rate mailers covered by section 3626 of title 39, United States Code, shall be continued at the rates in effect on September 1, 1983 (step 14): *Provided*, That mail for overseas voting and mail for the blind shall continue to be free: *Provided further*, That six-day delivery and rural delivery of mail shall continue at the 1983 level.

SEC. 107. All obligations incurred in anticipation of the appropriations and authority provided in this joint resolution for the purposes of maintaining the minimum level of essential activities necessary to protect life and property and bringing about orderly termination of other functions are hereby ratified and confirmed if otherwise in accordance with the provisions of this joint resolution.

(New construction starts)

SEC. 108. Nothwithstanding any other provision of this joint resolution, funds available to the Federal Building Fund within the General Services Administration may be used to initiate new construction, purchase, advance design, and repairs and alteration line-items projects which are included in the Treasury, Postal Service and General Government Appropriation Act, 1984, as passed by the House or as reported to the Senate.

$100,000 (limitation)

SEC. 110. Notwithstanding any other provision of this joint resolution, within available funds not to exceed $100,000 is available to the Federal Law Enforcement Training Center and may be used for plans, major maintenance, and improvements to Center lands and facilities, to remain available until expended.

(Restriction on contracting-out)

SEC. 112. Notwithstanding any other provision of law, none of the funds made available to the General Services Administration pursuant to section 210(f) of the Federal Property and Administrative Services Act of 1949 shall be obligated or expended after the date of enactment of this joint resolution for the procurement by contract of any service which, before such date, was performed by individuals in their capacity as employees of the General Services Administration in any position of guards, elevator operators, messengers, and custodians, except that such funds may be obligated or expended for the procurement by contract of the covered services with sheltered workshops employing the severely handicapped under Public Law 92-28.

$7,400,000

SEC. 113. Notwithstanding any other provision of this joint resolution, $7,400,000 is appropriated to the Tennessee Valley Authority, to be available for the purpose of providing recreation on the Ocoee River, $6,400,000 of which is for reimbursement of the power program for additional costs of power operations resulting from recreational releases of water, all of which shall be reimbursed from imposition of fees for such recreation activities.

(Loan guarantees or insurance)

SEC. 114. The head of any department or agency of the Federal Government in carrying out any loan guarantee or insurance program for the fiscal year 1984 shall enter into commitments to guarantee or insure loans pursuant to such program in the full amount provided by law subject only to (1) the availability of qualified applicants for such guarantee or insurance, and (2) limitations contained in appropriation Acts.

SEC. 115. (a) Chapter 25 of title 18, United States Code, is amended by adding the following new section:

"§ 510. Forging endorsements on Treasury checks or bonds or securities of the United States

"(a) Whoever, with intent to defraud—

"(1) falsely makes or forges any endorsement or signature on a Treasury check or bond or security of the United States; or

"(2) passes, utters, or publishes, or attempts to pass, utter, or publish, any Treasury check or bond or security of the United States bearing a falsely made or forged endorsement or signature shall be fined not more than $10,000 or imprisoned not more than ten years, or both.

"(b) Whoever, with knowledge that such Treasury check or bond or security of the United States is stolen or bears a falsely made or forged endorsement or signature buys, sells, exchanges, receives, delivers, retains, or conceals any such Treasury check or bond or security of the United States that in fact is stolen or bears a forged or falsely made endorsement or signature shall be fined not more than $10,000 or imprisoned not more than ten years, or both.

"(c) If the face value of the Treasury check or bond or security of the United States or the aggregate face value, if more than one Treasury check or bond or security of the United States, does not exceed $500, in any of the above-mentioned offenses, the penalty shall be a fine of not more than $1,000 or imprisonment for not more than one year, or both.".

(b) Section 3056(a) of title 18, United States Code, is amended by inserting in the fifth clause the number "510," after "509,".

(c) The analysis of chapter 25, of title 18, United States Code, immediately preceding section 471 of such title, is amended by adding at the end thereof the following:

"510 Forging endorsements on Treasury checks or bonds or securities of the United States."

$100,000
(U.S. Capitol)

SEC. 116. There is appropriated to the Department of Justice a total of not more than $100,000 which shall be paid to the person or persons giving information which leads to the arrest and conviction for the bombing of the Senate Wing of the United States Capitol on November 7, 1983, to be paid with the written approval of the Attorney General. Any officer or employee of the United States or any State or local government who furnishes information or renders service in the performance of his official duties is ineligible for payment under this section.

(U.S. Route 209)

SEC. 117. Notwithstanding any other provision of law, the ban on the use of United States Route 209 by commercial vehicular traffic established in Public Law 98-63 is extended until December 31, 1985: *Provided*, That up to 150 northbound and up to 150 southbound commercial vehicles per day serving businesses or persons in Orange County, New York are exempted from such ban: *Provided further*, That the exemption established herein is subject to reevaluation for safety by the five member United States Route 209 commission which shall make recommendations to the National Park Service for modification of such ban.

SEC. 118. (a)(1) Section 5723(a)(1) of title 5, United States Code, is amended—

(A) by inserting "(A)" after "travel expenses";

(B) by striking out "manpower shortage or" and inserting in lieu thereof "manpower shortage, (B)"; and

(C) by inserting ", or (B) of any person appointed by the President, by and with the advice and consent of the Senate, to a position the rate of pay for which is equal to or higher than the minimum rate of pay prescribed for GS-16" after "Senior Executive Service".

(2) Sections 5724(a)(2) and 5726(b) of title 5, United States Code, are each amended by striking out "11,000" and inserting in lieu thereof "18,000".

(3) Section 5724(b)(1) of title 5, United States Code, is amended by striking out "not in excess of 20 cents a mile".

(4) Section 5724 of title 5, United States Code, is amended by adding at the end thereof the following new subsection:

"(j) The regulations prescribed under this section shall provide that the reassignment or transfer of any employee, for permanent duty, from one official station or agency to another which is outside the employee's commuting area shall take effect only after the employee has been given advance notice for a reasonable period. Emergency circumstances shall be taken into account in determining whether the period of advance notice is reasonable.".

(5) Section 5724a(a)(3) of title 5, United States Code, is amended—

(A) in the first sentence thereof, by striking out "30 days" and inserting in lieu thereof "60 days"; and

(B) by striking out the second and fourth sentences thereof and inserting after the first sentence the following: "The period of residence in temporary quarters may be extended for an additional 60 days if the head of the agency concerned or his designee determines that there are compelling reasons for the continued occupancy of temporary quarters.".

(6) Section 5724a(a)(4) of title 5, United States Code, is amended—

(A) by inserting "(A)" after "(4)"; and

(B) by adding at the end thereof the following new subparagraph:

"(B)(i) In connection with the sale of the residence at the old official station, reimbursement under this paragraph shall not exceed 10 percent of the sale price or $15,000, whichever is the lesser amount.

"(ii) In connection with the purchase of a residence at the new official station, reimbursement under this paragraph shall not exceed 5 percent of the purchase price or $7,500, whichever is the lesser amount.

"(iii) Effective October 1 of each year, the respective maximum dollar amounts applicable under clauses (i) and (ii) shall be increased by the percent change, if any, in the Consumer Price Index published for December of the preceding year over that published for December of the second preceding year, adjusted to the nearest one-tenth of 1 percent. For the purpose of this clause, 'Consumer Price Index' means the Consumer Price Index for All Urban Consumers, United States City Average, Housing Component (1967=100), prepared by the Bureau of Labor Statistics, Department of Labor.".

(7)(A)(i) Subchapter II of chapter 57 of title 5, United States Code, is amended by adding after section 5724a the following new sections:

"§ 5724b. Taxes on reimbursements for travel, transportation, and relocation expenses of employees transferred

"(a) Under such regulations as the President may prescribe and to the extent considered necessary and appropriate, as provided therein, appropriations or other funds available to an agency for administrative expenses are available for the reimbursement of all or part of the Federal, State, and city income taxes incurred by an employee, or by an employee and such employee's spouse (if filing jointly), for any moving or storage expenses furnished in kind, or for which reimbursement or an allowance is provided (but only to the extent of the expenses paid or incurred). Reimbursements under this subsection shall also include an amount equal to all income taxes for which the employee, or the employee and spouse, as the case may be, would be liable due to the reimbursement for the taxes referred to in the first sentence of this subsection.

"(b) For the purpose of this section, 'moving or storage expenses' means travel and transportation expenses (including storage of household goods and personal effects under section 5724 of this title) and other relocation expenses under sections 5724a and 5726(c) of this title.

"§ 5724c. Relocation services

"Each agency is authorized to enter into contracts to provide relocation services to agencies and employees for the purpose of carrying out the provisions of this subchapter. Such services include but need not be limited to arranging for the purchase of a transferred employee's residence.".

(ii) The chapter analysis at the beginning of chapter 57 of title 5, United States Code, is amended by inserting after the item relating to section 5724a the following new items:

"5724b. Taxes on reimbursements for travel, transportation, and relocation expenses of employees transferred.
"5724c. Relocation services.".

(B) Section 5724(i) of title 5, United States Code, is amended by striking out "5724a" and inserting in lieu thereof "5724a, 5724b,".

(b) The amendments made by subsection (a) shall be carried out by agencies by the use of funds appropriated or otherwise available for the administrative expenses of each of such respective agencies. The amendments made by such subsection do not authorize the appropriation of funds in amounts exceeding the sums already authorized to be appropriated for such agencies.

(c)(1) The amendments made by subsection (a) shall take effect on the date of the enactment of this joint resolution.

(2) Not later than thirty days after the date of the enactment of this joint resolution, the President shall prescribe the regulations required under the amendments made by subsection (a). Such regulations shall take effect as of such date of enactment.

(Eastport Harbor, Maine)

SEC. 119. (a) Notwithstanding any other provision of this joint resolution, the project for navigation at Eastport Harbor, Maine, authorized by section 101 of the River and Harbor Act of 1960 (74 Stat. 480), is not authorized after the date of enactment of this joint resolution.

(b) The Secretary of the Army shall transfer without consideration to the city of Eastport, Maine, title to any facilities and improvements constructed by the United States as part of the project described in subsection (a) of this section. Such transfer shall be made as soon as practicable after the date of enactment of this joint resolution. Nothing in this section shall require the conveyance of any interest in land underlying such project title to which is held by the State of Maine.

SEC. 121. Funds appropriated or otherwise made available for fiscal year 1984 pursuant to section 101(e) of this joint resolution or the enactment into law of H.R. 3222 shall be available notwithstanding section 15(a) of the State Department Basic Authorities Act of 1956 and section 701 of the United States Information and Exchange Act of 1948, as amended, until November 18, 1983.

(Sale of proof coins)

SEC. 123. Section 5132(a)(1) of title 31, United States Code, is amended by inserting after the second sentence thereof the following: "The Secretary shall annually sell to the public, directly and by mail, sets of uncirculated and proof coins, and shall solicit such sales through the use of the customer list of the Bureau of the Mint.".

$165,000

SEC. 125. Notwithstanding any other provision of this joint resolution, there are hereby appropriated $165,000 for the Joint Study Panel on the Social Security Administration for purposes of carrying out the study required by section 338 of the Social Security Amendments of 1983, to remain available until September 30, 1984.

75,000,000

SEC. 126. For payments to defray the costs of training and provision of incentives to employers to hire and train certain wartime veterans who have been unemployed for long periods of time as authorized by law (the Emergency Veterans' Job Training Act of 1983, Public Law 98-77), $75,000,000, to remain available until

September 30, 1986: *Provided,* That not more than $25,000,000 of the amount appropriated shall be available for transfer to the "Readjustment benefits" appropriation for educational assistance payments under the provisions of section 18 of Public Law 98-77. Any unused portion of the amount so transferred may be returned to this appropriation at any time, but not later than December 31, 1984.

(Housing programs)

SEC. 127. The paragraph under the heading "Housing Programs, Annual Contributions for Assisted Housing" in the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1984 (Public Law 98-45, 97 Stat. 219, 220), is amended by striking out the period at the end thereof and inserting a colon in lieu thereof and the following: "*Provided further,* That $6,000,000 of contract authority and $30,000,000 of budget authority provided in or subject to the fourth proviso of this paragraph are approved for use to extend annual contributions contracts in accordance with section 504 of the Housing and Urban Development Act of 1970, as amended by section 6 of Public Law 98-35 (97 Stat. 197, 198-199): *Provided further,* That upon enactment of this joint resolution, $2,217,150,000 of budget authority shall be used only for the section 8 existing housing program (42 U.S.C. 1437f), $540,000,000 of budget authority shall be used only for the section 8 moderate rehabilitation program (42 U.S.C. 1437f), and $900,000,000 of budget authority shall be used only for the development or acquisition costs of public housing other than for Indian families: *Provided further,* That, if no authorization Act for fiscal year 1984 for the assisted housing programs of the Department of Housing and Urban Development is enacted before January 1, 1984, then the amount of budget authority to be used only for the section 8 existing housing program is increased to $3,922,650,000 as of January 1, 1984, the amount of contracts for annual contributions as provided under this heading in Public Law 98-45 is hereby increased by $23,551,393, and the $1,500,000,000 of budget authority deferred until January 1, 1984 in the second proviso under this heading in Public Law 98-45, shall, on January 1, 1984, be added to and merged with budget authority which is subject to the fourth proviso under such heading: *Provided further,* That if an authorization Act for fiscal year 1984 for the assisted housing programs of the Department of Housing and Urban Development is enacted before January 1, 1984 then the paragraph under this heading and the amendments provided in this joint resolution are modified as follows: (1) the $1,500,000,000 of budget authority otherwise deferred until January 1, 1984 in the second proviso under this heading in Public Law 98-45 shall not become available until March 31, 1984, and at such time shall be added to and merged with budget authority which is subject to the fourth proviso under such heading; (2) the amount of budget authority that shall only be used for the section 8 existing housing program (42 U.S.C. 1437f) would be $2,217,150,000; and (3) the $23,551,393 of additional contract authority provided in the previous proviso would not become available for contracts for annual contributions under section 5 of the United States Housing Act of 1937 (42 U.S.C. 1437c)."

(Hickam Air Force Base)

SEC. 129. No funds made available by this joint resolution or any other Act may be expended by the General Services Administration to sell, dispose, transfer, donate, or lease the real property and improvements known as the Hickam Air Force Base Administrative Annex (identified by the General Services Administration control number 9-D-HI-477-B) unless such sale, disposal, transfer, donation, or lease is to the State of Hawaii or any agency thereof for use for airport development purposes.

$1,000,000 *(reappropriation)*

SEC. 130. Notwithstanding any other provision of law, $1,000,000 of the unobligated funds as of September 30, 1983 from the appropriation for closeout activities of the Community Services Administration shall remain available through September 30, 1988.

$2,650,000 (limitation)

SEC. 131. Notwithstanding any other provision of this joint resolution $2,650,000 is appropriated for the repair of the Pension Building in Washington, D.C.

(Acquisition of foreign-built vessels)

SEC. 134. Upon application, prior to January 1, 1984, by a subsidized United States-flag liner company holding a written option to purchase foreign-built liner vessels executed prior to November 16, 1983, the Secretary of Transportation shall permit the acquisition of no more than 4 existing foreign-built vessels for operation under United States flag, and shall require conversion of two such vessels in a United States shipyard. Upon application prior to June 1, 1984, by a subsidized United States-flag liner company which has taken delivery from United States shipyards of new United States-built liner vessels that were introduced into subsidized service within two years preceding the date of enactment of this joint resolution, the Secretary of Transportation shall permit the acquisition of no more than two existing foreign-built vessels for operation under United States flag, and shall require conversion of one such ship in a United States shipyard. Upon acquisition and documentation under the laws of the United States, these vessels shall be deemed to have been United States-built for purposes of title VI, except section 607, of the Merchant Marine Act, 1936, as amended, section 901(b) of said Act, and chapter 37 of title 46, United States Code.

(San Francisco Fisherman's Wharf)

SEC. 135. Notwithstanding any other provision of this joint resolution, the project for navigation, San Francisco Harbor, California—Fisherman's Wharf Area—is hereby authorized to be prosecuted by the Secretary of the Army substantially in accordance with the plans and subject to the conditions recommended in the report of the Chief of Engineers, dated February 3, 1978, as amended by the supplemental report of the Chief of Engineers dated June 7, 1979. Within available funds, the Corps of Engineers should proceed with the construction of the project.

(Oil and gas lease applications)

SEC. 137. No funds in this or any other Act shall be used to process or grant oil and gas lease applications on any Federal lands outside of Alaska that are in units of the National Wildlife Refuge System, except where there are valid existing rights or except where it is determined that any of the lands are subject to drainage as defined in 43 CFR 3100.2, unless and until the Secretary of the Interior first promulgates, pursuant to section 553 of the Administrative Procedure Act, revisions to his existing regulations so as to explicitly authorize the leasing of such lands, holds a public hearing with respect to such revisions, and prepares an environmental impact statement with respect thereto.

9,000,000 (limitation)
550,000 (limitation)

SEC. 139. Notwithstanding any other provision of this joint resolution, there is hereby appropriated $9,000,000 from the Federal Buildings Fund, for design of a Federal Building-United States Courthouse in Newark, New Jersey, and $550,000 from the Federal Buildings Fund, for design necessary for repair of the Customhouse-United States Courthouse in St. Louis, Missouri.

SEC. 140. Section 101(d) of Public Law 98-107 is hereby amended to read as follows:

[1](Treasury, Postal Service Appropriation Act, 1984)

"(d) Such amounts as may be necessary for continuing the activities, not otherwise specifically provided for in this joint resolution, which were provided for in H.R. 4139, the Treasury, Postal Service and General Government Appropriation Act, 1984, as passed the House of Representatives on October 27, 1983, at a rate for oper-

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[1] See Sec. 101(d) of Public Law 98-107 on pp. 505-506, this volume. See also Sec. 101(f) of Public Law 98-151 on pp. 521-522 for final fiscal year 1984 funding rate and conditions.

ations and to the extent and in the manner provided for in such Act.".

Approved November 14, 1983.

LEGISLATIVE HISTORY—H.J. RES. 413

HOUSE REPORT No. 98-540 (Comm. of Conference)
CONGRESSIONAL RECORD, Vol. 129 (1983):
Nov. 10, considered and passed House; considered and passed Senate, amended.
Nov. 12, House agreed to conference report; receded from its disagreement and concurred in certain Senate amendments, and in others with amendments; Senate agreed to conference report and concurred in House amendments.

Grand total, new budget (obligational) authority, Further Continuing Appropriations, 1984 .... $1,118,706,000

NOTE.—The following tabulation is a classification by departments and establishments of new budget (obligational) authority made in the foregoing joint resolution:

Department or establishment	Amount
Foreign Assistance and Related Programs Appropriations Act, 1984 (S. 1892)	[1] $11,508,401,636
Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 (H.R. 3223)	[2] 31,671,074,000
Department of Health and Human Services	807,020,000
ACTION (domestic programs)	129,321,000
Treasury, Postal Service, and General Government Appropriations Act, 1984 (H.R. 4139)	[3] 11,943,900,000
Department of Education	75,000,000
Department of Health and Human Services	10,000,000
Department of Education	3,700,000
Federal Emergency Management Agency	10,000,000
Federal Law Enforcement Training Center *(limitation)*	*100,000*
Tennessee Valley Authority	7,400,000
Department of Justice	100,000
Congressional Operations	165,000
Veterans Administration	75,000,000
Department of Health and Human Services	1,000,000
General Services Administration *(limitation)*	*12,200,000*
Grand total, new budget (obligational) authority, Further Continuing Appropriations, 1984	56,242,081,636
LESS amounts for appropriation acts having separate extended bill and table VIII's in this volume:	
Foreign Assistance and Related Programs Appropriations Act, 1984 (S. 1892) (see p. 211 and pp. 1110-1113)	−11,508,401,636
Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 (H.R. 3223) (see pp. 89-115 and pp. 1090-1095)	−31,671,074,000
Treasury, Postal Service, and General Government Appropriations Act, 1984 (H.R. 4139) (see pp. 347-374 and pp. 1140-1142	−11,943,900,000
Net total, new budget (obligational) authority, Further Continuing Appropriations, 1984	1,118,706,000

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[1] Although new budget (obligational) authority is provided in this further continuing resolution (Public Law 98-151) for programs and activities in S. 1892, which was not enacted into law, a separate extended bill and table VIII for S. 1892 are included in this volume on p. 211 and pp. 1110-1113.

[2] Although new budget (obligational) authority is provided in this further continuing resolution (Public Law 98-151) for programs and activities in H.R. 3223, which was not enacted into law, a separate extended bill and table VIII for H.R. 3223 are included in this volume on pp. 89-115 and pp. 1090-1095.

[3] Although new budget (obligational) authority is provided in this further continuing resolution (Public Law 98-151) for programs and activities in H.R. 4139, which was not enacted into law, a separate extended bill and table VIII for H.R. 4139 are included in this volume on pp. 347-374 and pp. 1140-1142.

98th Congress, 1st Session - - - - - - - - House Document No. 98-106

CUMULATIVE REPORT RESCISSIONS AND DEFERRALS, SEPTEMBER 1983

COMMUNICATION

FROM

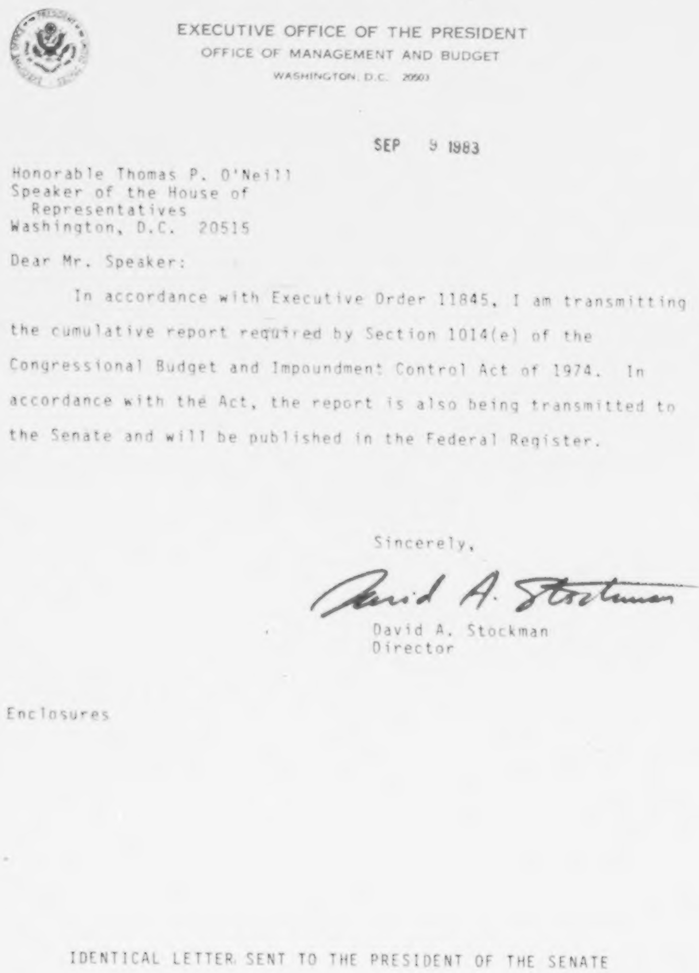
THE DIRECTOR, OFFICE OF MANAGEMENT AND BUDGET, EXECUTIVE OFFICE OF THE PRESIDENT

TRANSMITTING

A CUMULATIVE REPORT ON RESCISSIONS AND DEFERRALS OF BUDGET AUTHORITY AS OF SEPTEMBER 1, 1983, PURSUANT TO SECTION 1014(e) OF PUBLIC LAW 93-344

SEPTEMBER 12, 1983.—Referred to the Committee on Appropriations and ordered to be printed

U.S. GOVERNMENT PRINTING OFFICE
WASHINGTON : 1983



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

SEP 9 1983

Honorable Thomas P. O'Neill
Speaker of the House of
  Representatives
Washington, D.C. 20515

Dear Mr. Speaker:

In accordance with Executive Order 11845, I am transmitting the cumulative report required by Section 1014(e) of the Congressional Budget and Impoundment Control Act of 1974. In accordance with the Act, the report is also being transmitted to the Senate and will be published in the Federal Register.

Sincerely,

David A. Stockman

David A. Stockman
Director

Enclosures

IDENTICAL LETTER SENT TO THE PRESIDENT OF THE SENATE

CUMULATIVE REPORT ON
RESCISSIONS AND DEFERRALS

September 1, 1983

This report is submitted in fulfillment of the requirements of Section 1014(e) of the Impoundment Control Act of 1974 (Public Law 93-344). Section 1014(e) provides for a monthly report listing all budget authority for this fiscal year with respect to which, as of the first day of the month, a special message has been transmitted to the Congress.

This report gives the status as of September 1, 1983 of 21 rescission proposals and 83 deferrals contained in the first eleven special messages of FY 1983. These messages were transmitted to the Congress on October 1 and December 7 and 16, 1982, and January 5, February 1, March 9, April 21, May 19, July 7, July 28, and August 18, 1983.

Rescissions (Table A and Attachment A)

One rescission proposal totaling $15 million is currently pending before the Congress. Table A summarizes the status of the 21 rescissions proposed by the President as of September 1, 1983, while Attachment A shows the history and status of each rescission proposed during FY 1983.

Deferrals (Table B and Attachment B)

As of September 1, 1983, $2,091.9 million in 1983 budget authority was being deferred from obligation and another $7.2 million in 1983 obligations was being deferred from expenditure. Attachment B shows the history and status of each deferral reported during FY 1983.

Information from special messages

The special messages containing information on the rescissions and the deferrals covered by the cumulative report are printed in the Federal Registers listed below:

Vol. 47, FR p. 44524, Thursday, October 7, 1982
Vol. 47, FR p. 55602, Friday, December 10, 1982
Vol. 47, FR p. 57230, Wednesday, December 22, 1982
Vol. 48, FR p. 1266, Tuesday, January 11, 1983
Vol. 48, FR p. 5474, Friday, February 4, 1983
Vol. 48, FR p. 11244, Wednesday, March 16, 1983
Vol. 48, FR p. 18978, Tuesday, April 26, 1983
Vol. 48, FR p. 23374, Tuesday, May 24, 1983
Vol. 48, FR p. 32154, Wednesday, July 13, 1983
Vol. 48, FR p. 36996, Monday, August 15, 1983
Vol. 48, FR p. 38444, Tuesday, August 23, 1983

TABLE A

STATUS OF 1983 RESCISSIONS

	Amount (In millions of dollars)
Rescissions proposed by the President	$1,569.0
Accepted by the Congress	-0-
Rejected by the Congress	-1,554.0
Pending before the Congress	$ 15.0

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TABLE B

STATUS OF 1983 DEFERRALS

	Amount (In millions of dollars)
Deferrals proposed by the President	$13,559.5
Routine Executive releases ($8,182.3 million) and adjustments (+$716.3 million) through September 1, 1983	-7,466.0
Overturned by the Congress	-3,994.3
Currently before the Congress	$2,099.2 a/

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a/ This amount includes $7.2 million in outlays for a Department of the Treasury deferral (D83-168).

Attachments

PAGE 1 ATTACHMENT A - STATUS OF RESCISSIONS - FISCAL YEAR 1983 AS OF 08/25/83 17.20

AS OF SEPTEMBER 1, 1983 AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	RESCISSION NUMBER	AMOUNT PREVIOUSLY CONSIDERED BY CONGRESS	AMOUNT CURRENTLY BEFORE THE CONGRESS	DATE OF MESSAGE MO DA YR	AMOUNT RESCINDED	AMOUNT MADE AVAILABLE	DATE MADE AVAILABLE MO DA YR
FUNDS APPROPRIATED TO THE PRESIDENT							
Appalachian Regional Development Programs							
Appalachian Regional Development programs BA	R83- 2	15,133		2 1 83		15,133	4 13 83
FUNDS APPROPRIATED TO THE PRESIDENT TOTAL BA		15,133				15,133	
DEPARTMENT OF AGRICULTURE							
Agricultural Research Service							
Buildings and facilities BA	R83- 3	1,927		2 1 83		1,927	4 13 83
Soil Conservation Service							
Watershed and flood prevention operations BA	R83- 4	68,995		2 1 83		68,595	4 13 83
Resource conservation and development BA	R83- 5	5,600		2 1 83		5,600	4 13 83
Agricultural Cooperative Service							
Salaries and expenses BA	R83- 6	779		2 1 83		779	4 13 83
DEPARTMENT OF AGRICULTURE TOTAL BA		77,301				77,301	
DEPARTMENT OF COMMERCE							
National Oceanic and Atmospheric Administration							
Construction BA	R83- 1	2,000		12 16 82		2,000	3 25 83
DEPARTMENT OF COMMERCE TOTAL BA		2,000				2,000	
DEPARTMENT OF EDUCATION							
Office of Elementary and Secondary Education							
Compensatory education for the disadvantaged BA	R83- 7	133,925		2 1 83		133,925	4 13 83
School assistance in federally affected areas BA	R83- 8	5,000		2 1 83		5,000	4 13 83
Special programs and populations BA	R83- 9	56,639		2 1 83		56,639	4 13 83
Indian education BA	R83- 10	16,128		2 1 83		16,128	4 13 83
Off. of Bilingual Educ. & Minority Lang. Affairs							
Bilingual eduation BA	R83- 11	43,523		2 1 83		43,523	4 13 83
Office of Postsecondary Education							
Guaranteed student loans BA	R83- 12	900,000		2 1 83		900,000	4 13 83
Higher and continuing education BA	R83- 13	68,941		2 1 83		68,941	4 13 83
Office of Educational Research and Improvement							
Educational research and statistics BA	R83- 14	6,225		2 1 83		6,225	4 13 83
DEPARTMENT OF EDUCATION TOTAL BA		1,230,381				1,230,381	

PAGE 2 ATTACHMENT A - STATUS OF RESCISSIONS - FISCAL YEAR 1983 AS OF 08/25/83 17.20

AS OF SEPTEMBER 1, 1983 AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	RESCISSION NUMBER	AMOUNT PREVIOUSLY CONSIDERED BY CONGRESS	AMOUNT CURRENTLY BEFORE THE CONGRESS	DATE OF MESSAGE MO DA YR	AMOUNT RESCINDED	AMOUNT MADE AVAILABLE	DATE MADE AVAILABLE MO DA YR
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT							
Housing Programs							
Payments for oper. of low income housing proj							
BA	R83- 15	69,000		2 1 83		69,000	4 13 83
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TOTAL BA		69,000				69,000	
DEPARTMENT OF THE INTERIOR							
National Park Service							
Construction							
BA	R83- 16	63,600		2 1 83		63,600	4 13 83
DEPARTMENT OF THE INTERIOR TOTAL BA		63,600				63,600	
DEPARTMENT OF STATE							
Bureau of Refugee Programs							
Migration and refugee assistance							
BA	R83- 21		15,000	7 7 83			
DEPARTMENT OF TRANSPORTATION							
Federal Highway Administration							
Federal-aid highways (trust fund)							
BA	R83- 17	23,200		2 1 83		23,200	4 13 83
Coast Guard							
Nat'l recreat. boat. safety & facil. improv							
BA	R83- 18	5,000		2 1 83		5,000	4 13 83
DEPARTMENT OF TRANSPORTATION TOTAL BA		28,200				28,200	
OTHER INDEPENDENT AGENCIES							
Corporation for Public Broadcasting							
Public broadcasting fund							
BA	R83- 19	45,000a		2 1 83			
OTHER INDEPENDENT AGENCIES TOTAL BA		45,000					
OFF-BUDGET FEDERAL ENTITIES							
Department of Agriculture							
Rural telephone bank							
BA	R83- 20	23,400		2 1 83		23,400	4 13 83
OFF-BUDGET FEDERAL ENTITIES TOTAL BA		23,400				23,400	
TOTAL BA		1,554,015	15,000			1,509,015 b	

a This is a rescission of FY 1985 funds.

b Excludes $45.0 million of advance funding for the Corporation for Public Broadcasting that cannot be made available for obligation until FY 1985.

PAGE 1 ATTACHMENT B STATUS OF DEFERRALS - FISCAL YEAR 1983 AS OF 09/06/83 14 40

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 9-1-83
FUNDS APPROPRIATED TO THE PRESIDENT								
Appalachian Regional Development Programs								
Appalachian regional development programs								
BA	D83-40	10,000		2 1 83				10,000
International Security Assistance								
Foreign military sales credit								
BA	D83-21	165,000		12 7 82				
BA	D83-21A		1,010,000	2 1 83	-1,175,000			
Economic support fund								
BA	D83-22	554,720		12 7 82				
BA	D83-22A		1,347,130	2 1 83	-2,416,705		588,450	73,595
Military assistance								
BA	D83-29	11,650		12 7 82				
BA	D83-29A		221,350	2 1 83	-247,650		14,650	
International Development Assistance								
Functional development assistance program								
BA	D83-1	8,129		10 1 82	-8,129			
FUNDS APPROPRIATED TO THE PRESIDENT TOTAL BA		749,499	2,578,480		-3,847,484		603,100	83,595
DEPARTMENT OF AGRICULTURE								
Agricultural Stabilization & Conservation Service								
Dairy and beekeeper indemnity programs								
BA	D83-36	7,000		1 5 83		-7,000		
Soil Conservation Sevice								
Watershed and flood prevention operations								
BA	D83-41	10,329		2 1 83		-10,329		
Animal and Plant Health Inspection Service								
Salaries and expenses								
BA	D83-34	2,134		12 16 82				
BA	D83-34A		4,066	2 1 83	-6,200			
Forest Service								
National forest system								
BA	D83-42	108,035		2 1 83	-21,022			87,013
Timber salvage sales								
BA	D83-2	10,002		10 1 82				
BA	D83-2A		3,105	2 1 83	-6,897			6,210
Expenses, brush disposal								
BA	D83-3	44,575		10 1 82	-10,042		8,126	42,659
BA	0000							
DEPARTMENT OF AGRICULTURE TOTAL BA		182,075	7,171		-44,161	-17,329	8,126	135,882
DEPARTMENT OF COMMERCE								
Economic Development Administration								
Economic development assistance programs								
BA	D83-43	181,900		2 1 83		-181,900		
Economic development revolving fund								
BA	D83-37	25,350		1 5 83	-25,350			
International Trade Administration								
Operations and administration								
BA	D83-44	20,100		2 1 83		-20,100		
Participation in U.S. expositions								
BA	D83-4	3,356		10 1 82	-571			2,785
National Oceanic and Atmospheric Administration								
Operations, research, and facilities								
BA	D83-71	2,965		4 21 83				2,965
Construction								
BA	D83-45	3,000		2 1 83				3,000
Promote and develop fishery products and research								
BA	D83-5	30,619		10 1 82	-30,619			
National Bureau of Standards								
Scientific & technical research & services								
BA	D83-38	6,500		1 5 83				6,500

PAGE 2 ATTACHMENT B STATUS OF DEFERRALS FISCAL YEAR 1983 AS OF 09-06-83 14 4[illegible]

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT	DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 9-1-83
DEPARTMENT OF COMMERCE TOTAL BA		273,790			56,545	202,000		[illegible]
DEPARTMENT OF DEFENSE-MILITARY								
Procurement								
Shipbuilding and conversion, Navy	BA D83-46	2,496,[illegible]		2 [illegible] 83	2,496,[illegible]			
Military construction								
Military construction, all services	BA D83-6	64,[illegible]		10 [illegible] 82				
	BA D83-6A		1,166,415	12 7 82	933,867		103,136	[illegible]
Family Housing, Defense								
Family housing, Defense	BA D83-23	361,640		12 7 82	308,640			53,000
	BA 0000							
DEPARTMENT OF DEFENSE-MILITARY TOTAL BA		2,[illegible]	1,166,415		3,342,507		103,136	452,181
DEPARTMENT OF DEFENSE-CIVIL								
Corps of Engineers								
Construction, general	BA D83-47	180,000		2 1 83				180,000
Wildlife Conservation, Military Reservations								
Wildlife conservation	BA D83-7	1,061		10 1 82	-229		-50a	782
	BA 0000							
DEPARTMENT OF DEFENSE-CIVIL TOTAL BA		181,061			-229		-50	180,782
DEPARTMENT OF ENERGY								
Atomic Energy Defense Activities								
Atomic energy defense activities	BA D83-70	50,000		3 9 83	-50,000			
Energy Programs								
Energy supply R&D operating expenses	BA D83-72	15,226		4 21 83	-11,000a			4,226
Energy supply R&D-plant and capital equip	BA D83-48	91,107		2 1 83				
	BA D83-48A		b	5 19 83	-49,095		18,540	60,552
Fossil energy research and development	BA D83-8	20,136		10 1 82				
	BA D83-8A		b	2 1 83	-15,136			5,000
	BA D83-73	8,750		4 21 83		-8,750		
	BA D83-80	15,326		7 7 83				15,326
Fossil energy construction	BA D83-49	20,000		2 1 83				
	BA D83-49A		6,000	4 21 83				26,000
Energy conservation	BA D83-24	22,803		12 7 82	-22,803			
	BA D83-74	4,500		4 21 83		-4,500		
	BA D83-76	3,050		7 7 83				3,050
Strategic Petroleum Reserve	BA D83-50	57,400		2 1 83		-57,400		
Alternative fuels production	BA D83-77	13,000		7 7 83				13,000
Departmental Administration								
Depart. admin.-operating expenses	BA D83-51	21,767		2 1 83	-11,173			10,594
Depart. admin.-plant & capital equipment	BA D83-52	12,693		2 1 83				12,693
	BA 0000							
DEPARTMENT OF ENERGY TOTAL BA		355,758	6,000		-159,207	-70,650	18,540	150,441

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ATTACHMENT B STATUS OF DEFERRALS - FISCAL YEAR 1983

AMOUNTS IN THOUSANDS OF DOLLARS

AS OF 09/06/83 14 4[illegible]

AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 9-1-83
DEPARTMENT OF HEALTH AND HUMAN SERVICES									
Centers for Disease Control									
Preventive Health Services	BA	D83- 78	15,560		7 7 83	15,560			
Alcohol, Drug Abuse & Mental Health Administration									
Construction & renovation, St. Elizabeths Hospital	BA	D83- 9	9,714		10 1 82				9,714
Office of Assistant Secretary for Health									
Special foreign currency program	BA	D83- 10	6,420		10 1 82				6,420
Social Security Administration									
Limitation on administrative expenses	BA	D83- 53	9,633		2 1 83				9,633
DEPARTMENT OF HEALTH AND HUMAN SERVICES TOTAL BA			41,327			15,560			25,767
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT									
Housing Programs									
Subsidized housing programs	BA	D83- 54	3,081,153		2 1 83		-3,081,153		
Payments for operation of low income housing	BA	D83- 30	150,000		12 7 82	-150,000			
Community Planning and Development									
Community development grants	BA	D83- 31	221,000		12 7 82	-221,000			
Urban development action grants	BA	D83- 32	234,000		12 7 82				
	BA	D83- 32A		10,000	1 5 83		-244,000		
Urban homesteading	BA	D83- 33	8,000		12 7 82	-8,000			
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TOTAL BA			3,694,153	10,000		-379,000	-3,325,153		
DEPARTMENT OF THE INTERIOR									
Office of Water Research & Technology									
Salaries and expenses	BA	D83- 25	2,545		12 7 82	-2,545			
National Park Service									
Land acquisition and state assistance	BA	D83- 11	30,000		10 1 82				
	BA	D83- 11A		3,000	2 1 83			-30,000 d	3,000
Minerals Management Service									
Payments from proceeds, sale of water	BA	D83- 39	48		1 5 83				48
Office of Territorial Affairs									
Administration of territories	BA	D83- 55	3,188		2 1 83		-3,188		
DEPARTMENT OF THE INTERIOR TOTAL BA			35,781	3,000		-2,545	-3,188	-30,000	3,048
DEPARTMENT OF JUSTICE									
Legal Activities									
Salaries and expenses, Gen. Legal Activities	BA	D83- 81	561		7 7 83	-561			
Salaries and expenses, Antitrust Division	BA	D83- 82	231		7 7 83	-231			
Interagency Law Enforcement									
Organized crime drug enforcement	BA	D83- 56	13,656		2 1 83				13,656
Federal Prison System									
Buildings and facilities	BA	D83- 35	16,330		12 16 82				
	BA	D83- 35A		51,507	5 19 83				67,837

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ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1983

AMOUNTS IN THOUSANDS OF DOLLARS

AS OF 09/06/83 14 40

AGENCY/BUREAU/ACCOUNT	DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 8-1-83
DEPARTMENT OF JUSTICE TOTAL BA		30,778	51,507		-792			81,493
DEPARTMENT OF STATE								
International Organizations and conferences								
Contributions to international organizations	BA D83-51	8,111		2 1 83	-8,111			
Other								
Emergency refugee and migration assistance fund	BA D83-12	37,692		10 1 82			-1,844	35,848
U.S. bilateral science and technology agreements	BA D83-58	2,000		2 1 83				
	BA 0000							2,000
DEPARTMENT OF STATE TOTAL BA		47,803			-8,111		-1,844	37,848
DEPARTMENT OF TRANSPORTATION								
Urban Mass Transportation Administration								
Urban mass capital fund	BA D83-59	229,000		2 1 83		-229,000		
Federal Aviation Administration								
Construction, Metropolitan Washington Airports	BA D83-59	500		2 1 83				500
Civil supersonic aircraft development termination	BA D83-13	46		10 1 82				46
Facilities & equip. (Airport & airway trust fund)	BA D83-14 BA D83-14A	158,485	566,751	10 1 82 2 1 83				725,236
Coast Guard								
Non-recreat. boat. safety & facil. improv	BA D83-61	40,000		2 1 83				
	BA 0000							40,000
DEPARTMENT OF TRANSPORTATION TOTAL BA		428,031	566,751			-229,000		765,782
DEPARTMENT OF THE TREASURY								
Office of Revenue Sharing								
State and local government fiscal assistance fund	BA D83-15 BA D83-15A	106,474	305	10 1 82 12 7 82	-52,544		415	54,650
	O D83-16 O D83-16A O D83-16B	7,909	6,537 1,498	10 1 82 12 7 82 3 9 83	-23,569		14,834	7,209
Federal Law Enforcement Training Center								
Construction	BA D83-17	3,078		10 1 82	-678			2,400
DEPARTMENT OF THE TREASURY TOTAL BA		109,552	305		-53,222		415	57,050
TOTAL O		7,909	8,035		-23,569		14,834	7,209
NATIONAL AERONAUTICS & SPACE ADMINISTRATION								
Research and development	BA D83-26	34,500		12 7 82	-26,000			
72 9999	BA 0000							8,500
VETERANS ADMINISTRATION								
Construction, major projects	BA D83-27	4,000		12 7 82				
72 9999	BA 0000							4,000

PAGE [illegible] ATTACHMENT B - STATUS OF DEFERRALS - FISCAL YEAR 1983 AS OF [illegible]

AMOUNTS IN THOUSANDS OF DOLLARS AGENCY/BUREAU/ACCOUNT		DEFERRAL NUMBER	AMOUNT TRANSMITTED ORIGINAL REQUEST	AMOUNT TRANSMITTED SUBSEQUENT CHANGE	DATE OF MESSAGE MO DA YR	CUMULATIVE OMB /AGENCY RELEASES	CONGRESSIONALLY REQUIRED RELEASES	CUMULATIVE ADJUSTMENTS	AMOUNT DEFERRED AS OF 9-1-83
OTHER INDEPENDENT AGENCIES									
Board for International Broadcasting									
Grants and expenses	BA	D83-39	3,185		7 7 83				3,185
District of Columbia									
Loans to DC for capital investment	BA	D83-18	38,832		10 1 82	-38,832			
Interstate Commission on the Potomac River Basin									
Contrib. to Interst. Comm. on Potomac Riv. Basin	BA	D83-28	12		12 7 82	-12			
Pennsylvania Avenue Development Corporation									
Land acquisition and development fund	BA	D83-19	17,949		10 1 82				
	BA	D83-19A		4,409	12 16 82				22,358
Railroad Retirement Board									
Milwaukee railroad restructuring, administration	BA	D83-20	240		10 1 82				
	BA	D83-20A		250	2 1 83				490
Limitation on administration	BA	D83-75		2,750	5 19 83	-750			2,000
Limitation on Rail. Unemp. Ins. Admin. fund	BA	D83-83	165		8 18 83	-165			
Small Business Administration									
Business loan and investment fund	BA	D83-62	143,000		2 1 83		-143,000		
Surety bond guarantees revolving fund	BA	D83-63	3,000		2 1 83		-3,000		
Pollu. cont. equip. contract guar. revolv.	BA	D83-64	1,000		2 1 83		-1,000		
Motor Carrier Ratemaking Study Commission									
Salaries and Expenses	BA	D83-65	282		2 1 83				282
Tennessee Valley Authority									
Tennessee Valley Authority fund	BA	D83-66	47,271		2 1 83				47,271
United States Information Agency									
Salaries and expenses (spec. for. curr. prog.)	BA	D83-67	1,344		2 1 83				1,344
Acquis. and construction of radio facilities	BA	D83-68	12,437		2 1 83				12,437
United States Railway Association									
Payments for purchase of Conrail securities	BA	D83-69	84,000		2 1 83	-83,600			400
84-59	BA	0000							
OTHER INDEPENDENT AGENCIES TOTAL	BA		352,717	7,409		-123,359	-147,000		89,767
83-55									
84-99	BA	0000							
TOTAL	BA		9,146,528	4,397,038		-8,158,717	-3,994,320	701,423	2,091,952
TOTAL	O		7,909	8,035		-23,569		14,834	7,209

a $5 million of this amount was released prior to transmittal of the message reporting the withholding of $15.2 million.

b This revision is a technical adjustment that did not increase the amount deferred.

c This adjustment is being made to reflect actual unobligated balances available on October 1, 1982. All unobligated balances are being withheld from obligation.

d This adjustment is being made to reflect the amount of the deferral that was rescinded by Congress pursuant to P.L. 98-63.

98th Congress, 2d Session - - - - - - - - - House Document No. 98-144

CUMULATIVE REPORT ON RESCISSIONS AND DEFERRALS JANUARY 1984

COMMUNICATION

FROM

DIRECTOR, OFFICE OF MANAGEMENT AND BUDGET

TRANSMITTING

A CUMULATIVE REPORT ON RESCISSIONS AND DEFERRALS OF BUDGET AUTHORITY, PURSUANT TO PUBLIC LAW 93-344, SECTION 1014(e)

JANUARY 23, 1984.—Referred to the Committee on Appropriations and ordered to be printed

U.S. GOVERNMENT PRINTING OFFICE
WASHINGTON : 1984

EXECUTIVE OFFICE OF THE PRESIDENT,
OFFICE OF MANAGEMENT AND BUDGET,
Washington, D.C., January 9, 1984.

Hon. THOMAS P. O'NEILL,
Speaker of the House of Representatives,
Washington, D.C.

DEAR MR. SPEAKER: In accordance with Executive Order 11845, I am transmitting the cumulative report required by Section 1014(e) of the Congressional Budget and Impoundment Control Act of 1974. In accordance with the Act, the report is also being transmitted to the Senate and will be published in the Federal Register.

Sincerely,

DAVID A. STOCKMAN,
Director.

Enclosures.

Identical letter sent to the President of the Senate.

CUMULATIVE REPORT ON RESCISSIONS AND DEFERRALS, JANUARY 1, 1984

This report is submitted in fulfillment of the requirements of Section 1014(e) of the Impoundment Control Act of 1974 (Public Law 93-344). Section 1014(e) provides for a monthly report listing all budget authority for this fiscal year with respect to which, as of the first day of the month, a special message has been transmitted to the Congress.

This report gives the status as of January 1, 1984 of one rescission proposal and 29 deferrals contained in the first four special messages of FY 1984. These messages were transmitted to the Congress on October 3, November 17, December 14 and December 21, 1983.

RESCISSIONS (TABLE A AND ATTACHMENT A)

As of January 1, 1984, one rescission proposal totaling $1.7 million was pending before the Congress.

DEFERRALS (TABLE B AND ATTACHMENT B)

As of January 1, 1984, $2,155.4 million in 1984 budget authority was being deferred from obligation and $47,000 in 1984 outlays was being deferred from expenditure. Attachment B shows the history and status of each deferral reported during FY 1984.

INFORMATION FROM SPECIAL MESSAGES

The special messages containing information on the rescission proposal and deferrals covered by this cumulative report are printed in the Federal Registers listed below:

Vol. 48, FR p. 45730, Thursday, October 6, 1983.
Vol. 48, FR p. 53060, Wednesday, November 23, 1983.
Vol. 48, FR p. 56720, Thursday, December 22, 1983.
Vol. 48, FR p. 57098, Tuesday, December 27, 1983.

TABLE A.—*Status of 1984 rescissions*

[In millions of dollars]	*Amount*
Rescissions proposed by the President	$1.7
Accepted by the Congress	0
Rejected by the Congress	0
Pending before the Congress	1.7

TABLE B.—*Status of 1984 deferrals*

[In millions of dollars]	*Amount*
Deferrals proposed by the President	$2,902.9
Routine Executive releases through November 1983 (OMB/Agency Releases of $719.4 million and cumulative adjustments of −$25.9 million)	−745.4
Overturned by the Congress	−2.0
Currently before the Congress	[1] 2,155.4

[1] This amount includes $47,000 in outlays for a Department of the Treasury deferral (D84-16).

Attachments.

ATTACHMENT A—STATUS OF RESCISSIONS—FISCAL YEAR 1984 (AS OF JAN. 1, 1984)

[Amounts in thousands of dollars]

Agency/bureau/account	Rescission No.	Amount previously considered by Congress	Amount currently before Congress	Date of message	Amount rescinded	Amount made available	Date made available	Congressional action
DEPARTMENT OF LABOR								
Occupational Safety and Health Administration	R84-1		1,700	Dec. 21, 1983				
Rescissions, total BA			1,700					

ATTACHMENT B—STATUS OF DEFERRALS—FISCAL YEAR 1984 (AS OF JAN. 1, 1984)

[Amounts in thousands of dollars]

Agency/bureau/account	Deferral No.	Amount transmitted original request	Amount transmitted subsequent change	Date of message	Cumulative OMB/agency releases	Congressionally required releases	Congressional action	Cumulative adjustments	Amount deferred as of Jan. 1, 1984
FUNDS APPROPRIATED TO THE PRESIDENT									
Appalachian regional development programs	D84-1	10,000		Oct. 3, 1983					10,000
International security assistance: Economic support fund	D84-24	303,880		Dec. 14, 1983	−271,679				32,201
DEPARTMENT OF AGRICULTURE									
Forest Service:									
Timber salvage sales	D84-2	6,211		Oct. 3, 1983					6,211
Expenses, brush disposal	D84-3	42,674		do					42,674
DEPARTMENT OF COMMERCE									
National Oceanic and Atmospheric Administration: Promote and develop fishery products and research pertaining to American fisheries	D84-4	33,600		do	−33,600				0
DEPARTMENT OF DEFENSE—MILITARY									
Military construction, all services	D84-5	414,597		do					
	D84-5A		488,340	Dec. 14, 1983	−157,178				745,759
Family housing, Air Force	D84-6	53,000		Oct. 3, 1983					
	D84-6A		20,131	Dec. 14, 1983	−53,000				20,131

ATTACHMENT B—STATUS OF DEFERRALS—FISCAL YEAR 1984 (AS OF JAN. 1, 1984)—Continued

[Amounts in thousands of dollars]

Agency/bureau/account	Deferral No.	Amount transmitted original request	Amount transmitted subsequent change	Date of message	Cumulative OMB/agency releases	Congressionally required releases	Congressional action	Cumulative adjustments	Amount deferred as of Jan. 1, 1984
DEPARTMENT OF DEFENSE—CIVIL									
Wildlife conservation, military reservations: Wildlife conservation	D84-7	777		Oct. 3, 1983					777
DEPARTMENT OF ENERGY									
Energy programs:									
Uranium supply and enrichment activities	D84-8	130,000		do					130,000
Fossil energy research and development	D84-21	20,326		Nov. 17, 1983	-20,326				
	D84-21A		500	Dec. 14, 1983					500
Fossil energy construction	D84-25	38,038	1,962	do				-26,000	14,000
Strategic petroleum reserve	D84-26	12,707		do					12,707
Alternate fuels production	D84-22	13,800		Nov. 17, 1983	-12,300				1,500
DEPARTMENT OF HEALTH AND HUMAN SERVICES									
Centers for Disease Control	D84-27	15,560		Dec. 14, 1983					15,560
Office of the Assistant Secretary of Health: Scientific activities overseas (special foreign currency program)	D84-9	6,463		Oct. 3, 1983					6,463
Social Security Administration: Limitation on administrative expenses (construction)	D84-10	10,571		do					
	D84-10A		10,491	Dec. 21, 1983	-14				21,048
DEPARTMENT OF THE INTERIOR									
Minerals Management Service: Payments for proceeds, sale of water, Mineral Leasing Act of 1920	D84-11	48		Oct. 3, 1983					48
National Park Service: Land acquisition and state assistance (contract authority)	D84-23	30,000		Nov. 17, 1983					30,000
DEPARTMENT OF JUSTICE									
Federal Prison System	D84-28	22,025		Dec. 14, 1983					22,025
DEPARTMENT OF STATE									
U.S. emergency refugee and migration assistance fund	D84-12	37,928		Oct. 3, 1983					37,928
U.S. bilateral science and technology agreements	D84-13	2,000		do					2,000
DEPARTMENT OF TRANSPORTATION									
Federal Aviation Administration: Facilities and equipment (airport and airway trust fund)	D84-14	1,083,268			-153,063				930,205

ATTACHMENT B—STATUS OF DEFERRALS—FISCAL YEAR 1984 (AS OF JAN. 1, 1984)—Continued

[Amounts in thousands of dollars]

Agency/bureau/account	Deferral No.	Amount transmitted original request	Amount transmitted subsequent change	Date of message	Cumulative OMB/agency releases	Congressionally required releases	Congressional action	Cumulative adjustments	Amount deferred as of Jan. 1, 1984
DEPARTMENT OF THE TREASURY									
Office of Revenue Sharing:									
State and local government fiscal assistance trust fund	D84-15	56,068		Oct. 3, 1983	−2,866			78	53,280
State and local government fiscal assistance trust fund	D84-16	15,209		do	−15,162				47
Bureau of the Mint	D84-29	256		Dec. 14, 1983	−256				0
OTHER INDEPENDENT AGENCIES									
Pennsylvania Avenue Development Corporation: Land acquisition and development fund	D84-17	13,148		Oct. 3, 1983					13,148
Railroad Retirement Board: Milwaukee Railroad restructuring administration	D84-18	85		do					
	D84-18A		147	Dec. 14, 1983					232
Tennessee Valley Authority: Tennessee Valley Authority fund	D84-19	7,000		Oct. 3, 1983					7,000
U.S. Railway Association: Administrative expenses	D84-20	2,050		do		−2,050	98-181		0
Total, deferrals		2,381,289	521,571		−719,444	−2,050		−25,922	2,155,444

Note: Deferral D84-25 was reported as part of D84-21 in the second special message. In the third special message the deferral was reported separately and adjusted upward slightly.

Note: Of the amount deferred as D84-25, $26 million was transferred to fossil energy research and development pursuant to the 1984 Energy Water Appropriations Act.

Note: All of the above amounts represent budget authority except one general revenue sharing deferral of outlays only.

DEFERRAL RESOLUTIONS

98TH CONGRESS
1ST SESSION

Union Calendar No. 12

H. RES. 73

[Report No. 98-18]

To disapprove the Business Loan and Investment Fund deferral.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 10, 1983

Mr. SMITH of Iowa submitted the following resolution; which was referred to the Committee on Appropriations

MARCH 3, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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RESOLUTION

To disapprove the Business Loan and Investment Fund deferral.

Resolved, That the House of Representatives hereby disapproves the proposed deferral of budget authority in the amount of $143,000,000 for the Business Loan and Investment Fund, Small Business Administration (deferral numbered D83-62), as transmitted by the President to the Congress on February 1, 1983, under section 1013 of the Impoundment Control Act of 1974.

98TH CONGRESS
1ST SESSION

Union Calendar No. 13

H. RES. 74

[Report No. 98-19]

To disapprove the Economic Development Assistance Programs deferral.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 10, 1983

Mr. SMITH of Iowa submitted the following resolution; which was referred to the Committee on Appropriations

MARCH 3, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

RESOLUTION

To disapprove the Economic Development Assistance Programs deferral.

Resolved, That the House of Representatives hereby disapproves the proposed deferral of budget authority in the amount of $181,900,000 for Economic Development Assistance Programs, Economic Development Administration, Department of Commerce (deferral numbered D83-43), as transmitted by the President to the Congress on February 1, 1983, under section 1013 of the Impoundment Control Act of 1974.

98TH CONGRESS
1ST SESSION

Union Calendar No. 14

H. RES. 75

[Report No. 98-20]

To disapprove the Operations and Administration, International Trade Administration deferral.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 10, 1983

Mr. SMITH of Iowa submitted the following resolution; which was referred to the Committee on Appropriations

MARCH 3, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

RESOLUTION

To disapprove the Operations and Administration, International Trade Administration deferral.

Resolved, That the House of Representatives hereby disapproves the proposed deferral of budget authority in the amount of $20,100,000 for Operations and Administration, International Trade Administration, Department of Commerce (deferral numbered D83-44), as transmitted by the President to the Congress on February 1, 1983, under section 1013 of the Impoundment Control Act of 1974.

98TH CONGRESS
1ST SESSION

Union Calendar No. 15

H. RES. 76

[Report No. 98-21]

To disapprove the Pollution Control Equipment Contract Guarantees Revolving Fund deferral.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 10, 1983

Mr. SMITH of Iowa submitted the following resolution; which was referred to the Committee on Appropriations

MARCH 3, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

RESOLUTION

To disapprove the Pollution Control Equipment Contract Guarantees Revolving Fund deferral.

Resolved, That the House of Representatives hereby disapproves the proposed deferral of budget authority in the amount of $1,000,000 for Pollution Control Equipment Contract Guarantees Revolving Fund, Small Business Administration (deferral numbered D83-64), as transmitted by the President to the Congress on February 1, 1983, under section 1013 of the Impoundment Control Act of 1974.

98TH CONGRESS
1ST SESSION

H. RES. 77

Union Calendar No. 16

[Report No. 98-22]

To disapprove the Surety Bond Guarantees Revolving Fund deferral.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 10, 1983

Mr. SMITH of Iowa submitted the following resolution; which was referred to the Committee on Appropriations

MARCH 3, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

RESOLUTION

To disapprove the Surety Bond Guarantees Revolving Fund deferral.

Resolved, That the House of Representatives hereby disapproves the proposed deferral of budget authority in the amount of $3,000,000 for Surety Bond Guarantees Revolving Fund, Small Business Administration (deferral numbered D83-63), as transmitted by the President to the Congress on February 1, 1983, under section 1013 of the Impoundment Control Act of 1974.

98TH CONGRESS
1ST SESSION

H. RES. 78

Disapproving the proposed deferral of budget authority for the economic development assistance programs.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 10, 1983

Mrs. SNOWE (for herself and Mr. MCKERNAN) submitted the following resolution; which was referred to the Committee on Appropriations

RESOLUTION

Disapproving the proposed deferral of budget authority for the economic development assistance programs.

Resolved, That the Congress disapproves the proposed deferral numbered D83-43 relating to the Economic Development Administration, "Economic Development Assistance Programs" as set forth in the message of February 1, 1983, which was transmitted to the Congress by the President. This disapproval shall be effective upon enactment into law of this bill and the amount of the proposed deferral disapproved herein shall be made available for obligation.

98TH CONGRESS
1ST SESSION

Union Calendar No. 17

H. RES. 80

[Report No. 98-23]

To disapprove the Strategic Petroleum Reserve deferral.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 10, 1983

Mr. YATES submitted the following resolution; which was referred to the Committee on Appropriations

MARCH 3, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

RESOLUTION

To disapprove the Strategic Petroleum Reserve deferral.

Resolved, That the House of Representatives hereby disapproves the proposed deferral of budget authority in the amount of $57,400,000 for Strategic Petroleum Reserve, Department of Energy, to delay phase III development of the reserve during fiscal year 1983 (deferral numbered D83-50), as transmitted by the President to the Congress on February 1, 1983, under section 1013 of the Impoundment Control Act of 1974.

98TH CONGRESS
1ST SESSION

Union Calendar No. 18

H. RES. 90

[Report No. 98–24]

Disapproving the deferral of certain budget authority (D83-36) relating to the Department of Agriculture, Agricultural Stabilization and Conservation Service.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 17, 1983

Mr. AKAKA (for himself and Mr. WHITTEN) submitted the following resolution; which was referred to the Committee on Appropriations

MARCH 3, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

RESOLUTION

Disapproving the deferral of certain budget authority (D83-36) relating to the Department of Agriculture, Agricultural Stabilization and Conservation Service.

Resolved, That the House of Representatives expresses its disapproval of proposed deferral D83-36, relating to the Department of Agriculture, Agricultural Stabilization and Conservation Service, Dairy Indemnity Program, as set forth in the message of January 6, 1983, which was transmitted to the Congress by the President under section 1013 of the Impoundment Control Act of 1974.

98TH CONGRESS
1ST SESSION

Union Calendar No. 134

H. RES. 177

[Report No. 98–209]

To disapprove the energy conservation deferral.

IN THE HOUSE OF REPRESENTATIVES

APRIL 28, 1983

Mr. YATES submitted the following resolution; which was referred to the Committee on Appropriations

MAY 19, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

RESOLUTION

To disapprove the energy conservation deferral.

Resolved, That the House of Representatives hereby disapproves the proposed deferral of budget authority in the amount of

$4,500,000 for energy conservation, Department of Energy, to delay or terminate the national appropriate technology assistance service and consumer product technology (deferral numbered D83-74), as transmitted by the President to the Congress on April 21, 1983, under section 1013 of the Impoundment Control Act of 1974.

98TH CONGRESS
1ST SESSION

Union Calendar No. 135

H. RES. 178

[Report No. 98-210]

To disapprove the fossil energy research and development deferral.

IN THE HOUSE OF REPRESENTATIVES

APRIL 28, 1983

Mr. YATES submitted the following resolution; which was referred to the Committee on Appropriations

MAY 19, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

RESOLUTION

To disapprove the fossil energy research and development deferral.

Resolved, That the House of Representatives hereby disapproves the proposed deferral of budget authority in the amount of $8,750,000 for fossil energy research and development, Department of Energy, to terminate research projects during fiscal year 1983 (deferral numbered D83-73), as transmitted by the President to the Congress on April 21, 1983, under section 1013 of the Impoundment Control Act of 1974.

98TH CONGRESS
1ST SESSION

Union Calendar No. 136

H. RES. 181

[Report No. 98-211]

To disapprove the Administration of Territories deferral.

IN THE HOUSE OF REPRESENTATIVES

MAY 3, 1983

Mr. YATES submitted the following resolution; which was referred to the Committee on Appropriations

MAY 19, 1983

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

RESOLUTION

To disapprove the Administration of Territories deferral.

Resolved, That the House of Representatives hereby disapproves the proposed deferral of budget authority in the amount of $3,188,000 for Administration of Territories, Department of the Interior, for construction of the Northern Mariana Islands hospital (deferral numbered D83-55), as transmitted by the President to the Congress on February 1, 1983, under section 1013 of the Impoundment Control Act of 1974.

98th CONGRESS
1st Session

S. RES. 18

[Report No. 98-19]

Disapproving the proposed deferral of budget authority for the dairy indemnity program.

IN THE SENATE OF THE UNITED STATES

January 26 (legislative day, January 25), 1983

Mr. Inouye submitted the following resolution; which was referred jointly to the Committees on Appropriations and the Budget, to be reported by the Committee on Appropriations and the Budget, to be reported by the Committee on Appropriations pursuant to the provisions of S. Res. 45 of the Ninety-fourth Congress

March 8 (legislative day, March 7), 1983

Reported by Mr. Cochran, without amendment

March 10 (legislative day, March 7), 1983

Considered and agreed to

RESOLUTION

Disapproving the proposed deferral of budget authority for the dairy indemnity program.

Resolved, That the Senate disapproves the proposed deferral of budget authority (Deferral No. D83-36) for the making of indemnity payments to dairy farmers and manufacturers of dairy products under the Act entitled "An Act to provide indemnity payments to dairy farmers", approved August 13, 1968 (7 U.S.C. 450j et seq.), set forth in the special message transmitted by the President to the Congress on January 6, 1983, under section 1013 of the Impoundment Control Act of 1974.

98th CONGRESS
1st Session

S. RES. 49

[Report No. 98-20]

Disapproving deferral D83-43, relating to Economic Development Assistance Programs.

IN THE SENATE OF THE UNITED STATES

February 3 (legislative day, January 25), 1983

Mr. Hollings (for himself, Mr. Bumpers, Mr. Huddleston, Mr. Sasser, Mr. Dodd, Mr. Riegle, Mr. Hatfield, Mr. Pryor, Mr. Kennedy, Mr. Heinz, Mr. Randolph, Mr. Weicker, Mr. Byrd, Mr. Levin, Mr. Metzenbaum, Mr. Johnston, Mr. Rudman, Mr. Percy, Mr. Burdick, Mr. Stennis, Mr. Bradley, Mr. D'Amato, Mr. Dixon, Mr. Eagleton, Mr. Mitchell, Mr. Specter, Mr. DeConcini, Mr. Inouye, Mr. Heflin, Mr. Ford, Mr. Leahy, Mr. Tsongas, Mr. Nunn, Mr. Baucus, Mr. Sarbanes, Mr. Moynihan, Mr. Mattingly, Mr. Cochran, Mr. Pell, Mr. Bentsen, Mr. Long, Mr. Glenn, Mr. Jackson, Mr. Andrews, Mr. Biden, Mr. Boren, Mr. Durenberger, Mr. Boschwitz, Mr. Melcher, Mr. Cohen, Mr. Danforth, and Mr. Mathias) submitted the following resolution; which was referred jointly to the Committees on Appropriations and the Budget, to be reported by the Appropriations Committee pursuant to the provisions of S. Res. 45 of the Ninety-fourth Congress

March 8 (legislative day, March 7), 1983

Reported by Mr. Laxalt, without amendment

March 10 (legislative day, March 7), 1983

Considered and agreed to

RESOLUTION

Disapproving deferral D83-43, relating to Economic Development Assistance Programs.

Resolved, That the Congress disapproves the proposed deferral D83-43 relating to the Economic Development Administration, "Economic Development Assistance Programs", as set forth in the message of February 1, 1983, which was transmitted to the Congress by the President. This disapproval shall be effective upon approval of this resolution and the amount of the proposed deferral disapproved herein shall be made available for obligation.

AGRICULTURE ACTS

Public Law 98-4
98th Congress

97 STAT. 7

An Act

Relating to the treatment for income and estate tax purposes of commodities received under 1983 payment-in-kind programs, and for other purposes.

Mar. 11, 1983
[H.R. 1296]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Payment-in-Kind Tax Treatment Act of 1983.
26 USC 61 note.

SECTION 1. SHORT TITLE.

This Act may be cited as the "Payment-in-Kind Tax Treatment Act of 1983".

SEC. 2. INCOME TAX TREATMENT OF AGRICULTURAL COMMODITIES RECEIVED UNDER A 1983 PAYMENT-IN-KIND PROGRAM.

26 USC 61 note.

(a) INCOME TAX DEFERRAL, ETC.—Except as otherwise provided in this Act, for purposes of the Internal Revenue Code of 1954—

26 USC 1.

(1) a qualified taxpayer shall not be treated as having realized income when he receives a commodity under a 1983 payment-in-kind program,

(2) such commodity shall be treated as if it were produced by such taxpayer, and

(3) the unadjusted basis of such commodity in the hands of such taxpayer shall be zero.

(b) EFFECTIVE DATE.—This section shall apply to taxable years ending after December 31, 1982, but only with respect to commodities received for the 1983 crop year.

SEC. 3. LAND DIVERTED UNDER 1983 PAYMENT-IN-KIND PROGRAM TREATED AS USED IN FARMING BUSINESS, ETC.

26 USC 61 note.

(a) GENERAL RULE.—For purposes of the provisions specified in subsection (b), in the case of any land diverted from the production of an agricultural commodity under a 1983 payment-in-kind program—

(1) such land shall be treated as used during the 1983 crop year by the qualified taxpayer in the active conduct of the trade or business of farming, and

(2) any qualified taxpayer who materially participates in the diversion and devotion to conservation uses required under a 1983 payment-in-kind program shall be treated as materially participating in the operation of such land during such crop year.

(b) PROVISIONS TO WHICH SUBSECTION (a) APPLIES.—The provisions specified in this subsection are—

(1) section 2032A of the Internal Revenue Code of 1954 (relating to valuation of certain farm, etc., real property), 26 USC 2032A.

(2) section 6166 of such Code (relating to extension of time for payment of estate tax where estate consists largely of interest in closely held business), 26 USC 6166.

(3) chapter 2 of such Code (relating to tax on self-employment income), and 26 USC 1401 *et seq.*

(4) title II of the Social Security Act (relating to Federal old-age, survivors, and disability insurance benefits). 42 USC 401.

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26 USC 61 note.

SEC. 4. ANTIABUSE RULES.

(a) General Rule.—In the case of any person, sections 2 and 3 of this Act shall not apply with respect to any land acquired by such person after February 23, 1983, unless such land was acquired in a qualified acquisition.

(b) Qualified Acquisition.—For purposes of this section, the term "qualified acquisition" means any acquisition—

(1) by reason of the death of a qualified transferor,

(2) by reason of a gift from a qualified transferor, or

(3) from a qualified transferor who is a member of the family of the person acquiring the land.

(c) Definitions and Special Rules.—For purposes of this section—

(1) Qualified transferor.—The term "qualified transferor" means any person—

(A) who held the land on February 23, 1983, or

(B) who acquired the land after February 23, 1983, in a qualified acquisition.

(2) Member of family.—The term "member of the family" has the meaning given such term by section 2032A(e)(2) of the Internal Revenue Code of 1954. 26 USC 2032A.

(3) Mere change in form of business.—Subsection (a) shall not apply to any change in ownership by reason of a mere change in the form of conducting the trade or business so long as the land is retained in such trade or business and the person holding the land before such change retains a direct or indirect 80-percent interest in such land.

(4) Treatment of certain acquisitions of right to the crop.—The acquisition of a direct or indirect interest in 80 percent or more of the crop from any land shall be treated as an acquisition of such land.

26 USC 61 note.

SEC. 5. DEFINITIONS AND SPECIAL RULES.

(a) General Rule.—For purposes of this Act—

(1) 1983 payment-in-kind program.—The term "1983 payment-in-kind program" means any program for the 1983 crop year—

(A) under which the Secretary of Agriculture (or his delegate) makes payments in kind of any agricultural commodity to any person in return for—

(i) the diversion of farm acreage from the production of an agricultural commodity, and

(ii) the devotion of such acreage to conservation uses, and

(B) which the Secretary of Agriculture certifies to the Secretary of the Treasury as being described in subparagraph (A).

(2) 1983 crop year.—The term "1983 crop year" means the crop year for any crop the harvesting or planting period for which occurs during 1983.

(3) Qualified taxpayer.—The term "qualified taxpayer" means any producer of agricultural commodities (within the meaning of the 1983 payment-in-kind programs) who receives any agricultural commodity in return for meeting the requirements of clauses (i) and (ii) of paragraph (1)(A).

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(4) Receipt includes right to receive, etc.—A right to receive (or other constructive receipt of) a commodity shall be treated the same as actual receipt of such commodity.

(5) Amounts received by the taxpayer as reimbursement for storage.—A qualified taxpayer reporting on the cash receipts and disbursements method of accounting shall not be treated as being entitled to receive any amount as reimbursement for storage of commodities received under a 1983 payment-in-kind program until such amount is actually received by the taxpayer.

(6) **Commodity credit loans treated separately.**—Subsection (a) of section 2 shall apply to the receipt of any commodity under a 1983 payment-in-kind program separately from, and without taking into account, any related transaction or series of transactions involving the satisfaction of loans from the Commodity Credit Corporation.

(b) **Regulations.**—The Secretary of the Treasury or his delegate (after consultation with the Secretary of Agriculture) shall prescribe such regulations as may be necessary to carry out the purposes of this Act, including (but not limited to) such regulations as may be necessary to carry out the purposes of this Act where the commodity is received by a cooperative on behalf of the qualified taxpayer.

26 USC 61 note.

SEC. 6. STUDY.

(a) **General Rule.**—The Secretary of the Treasury or his delegate, after consultation with the Secretary of Agriculture, shall conduct a study of—

(1) the 1983 payment-in-kind program, and

(2) the tax treatment provided with respect to such program by this Act.

(b) **Report.**—Not later than September 1, 1983, the Secretary of the Treasury shall submit to the Congress a report on the study conducted under subsection (a), together with such recommendations as he may deem advisable.

Approved March 11, 1983.

LEGISLATIVE HISTORY—H.R. 1296 (S. 690):

HOUSE REPORT: No. 98-14 (Comm. on Ways and Means).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Mar. 8, considered and passed House; considered and passed Senate, amended.
Mar. 9, House concurred in Senate amendment with an amendment.
Mar. 10, Senate concurred in House amendment.

Public Law 98-59
98th Congress

97 STAT. 296

An Act

To amend the Agricultural Act of 1949.

July 25, 1983
[H.R. 3392]

Tobacco price support levels.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, effective for the 1983 crop of tobacco, section 106 of the Agricultural Act of 1949 (7 U.S.C. 1445) is amended by adding at the end thereof the following new subsection:

"(e) Notwithstanding the foregoing provisions of this section, for the 1983 crop of any kind of tobacco for which marketing quotas are in effect or for which marketing quotas are not disapproved by producers, the support level in cents per pound shall be the support level in cents per pound at which the respective 1982 crop was supported.".

Sec. 2. Section 319 of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314e) is amended by—

(1) in the second sentence of subsection (c), striking out "5 per centum" and inserting in lieu thereof "10 per centum"; and

(2) in the fourth sentence of subsection (e), striking out "95 per centum" and inserting in lieu thereof "90 per centum".

Review
7 USC 625.
7 USC 624.

Sec. 3. The Secretary of Agriculture shall review, pursuant to section 22 of the Agricultural Adjustment Act, as amended, the effects of imports of Burley tobacco on the Department of Agriculture's Burley tobacco price-support program whenever (1) the level

7 USC 1445.

of price support for any crop of Burley tobacco is increased by less than 65 per centum of the amount that it would have otherwise been increased if the level of price support would have been determined in accordance with section 106(b) of the Agricultural Act of 1949, or (2) stocks of Burley tobacco held by producer-owned cooperative marketing associations having loan agreements with the Commodity Credit Corporation exceed 20 per centum of the national marketing quota proclaimed by the Secretary for any such crop of Burley tobacco.

Approved July 25, 1983.

LEGISLATIVE HISTORY—H.R. 3392:

HOUSE REPORT No. 98-288 (Comm. on Agriculture).
CONGRESSIONAL RECORD, Vol. 129 (1983):
July 11, considered and passed House.
July 13, considered and passed Senate, amended; House concurred in Senate amendment with an amendment.
July 14, House receded from its original amendment to the Senate amendment and concurred in Senate amendment with an amendment; Senate concurred in House amendment.

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97 STAT. 494

Public Law 98-88
98th Congress

An Act

Aug. 26, 1983
[H.R. 3190]

To establish an improved program for extra long staple cotton

Extra Long Staple Cotton Act of 1983.
7 USC 1421 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Extra Long Staple Cotton Act of 1983".

Repeal.
7 USC 1347.
7 USC 1441.

SEC. 2. Section 347 of the Agricultural Adjustment Act of 1938, as amended, and section 101(f) of the Agricultural Act of 1949, as amended, are repealed effective beginning with the 1984 crop of extra long staple cotton.

7 USC 1342 note.
7 USC 1342-1344, 1344b, 1345, 1346, 1377.

SEC. 3. Sections 342, 343, 344, 344a, 345, 346, and 377 of the Agricultural Adjustment Act of 1938, as amended, shall not be applicable to the 1984 and subsequent crops of extra long staple cotton.

7 USC 1444.

SEC. 4. Effective beginning with the 1984 crop of extra long staple cotton, section 103 of the Agricultural Act of 1949, as amended, is amended by adding at the end thereof a new subsection as follows:

"(h)(1) For purposes of this subsection, extra long staple cotton means cotton which is produced from pure strain varieties of the Barbadense species or any hybrid thereof, or other similar types of extra long staple cotton, designated by the Secretary, having characteristics needed for various end uses for which American upland cotton is not suitable and grown in irrigated cotton-growing regions of the United States designated by the Secretary or other areas designated by the Secretary as suitable for the production of such varieties or types and which is ginned on a roller-type gin or, if authorized by the Secretary, ginned on another type gin for experimental purposes.

Loans.

"(2) The Secretary shall, upon presentation of warehouse receipts reflecting accrued storage charges of not more than sixty days, make available to producers nonrecourse loans for a term of ten months from the first day of the month in which the loan is made at a level which is not less than 50 per centum in excess of the loan level established for each crop of Strict Low Middling one and one-sixteenth inch upland cotton (micronaire 3.5 through 4.9) at average location in the United States. If authorized by the Secretary, nonrecourse loans provided for in this subsection may, upon request of the producer during the tenth month of the loan period for the cotton, be made available for an additional term of eight months. The loan level for any crop of extra long staple cotton shall be determined and announced by the Secretary not later than November 1 of the calendar year preceding the marketing year for which such loan is to be effective and such level shall not thereafter be changed.

Payments.

"(3)(A) In addition, payments shall be made for each crop of extra long staple cotton to producers on each farm at a rate equal to the amount by which the higher of—

"(i) the average market price received by farmers for extra long staple cotton during the first eight months of the marketing year for such crop, as determined by the Secretary, or

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"(ii) the loan level determined under paragraph (2) of this subsection for such crop,

is less than the established price per pound times, in each case, the farm program acreage for extra long staple cotton (determined in accordance with paragraph (6) or paragraph (8)(A) of this subsection, but in no event on a greater acreage than the acreage actually planted to extra long staple cotton for harvest), multiplied by the farm program payment yield for extra long staple cotton (determined in accordance with paragraph (7) of this subsection).

"(B) The established price for each crop of extra long staple cotton shall be 120 per centum of the loan level determined for such crop under paragraph (2) of this subsection.

Acreage limitation program.

"(C) If the Secretary establishes an acreage limitation program for a crop of extra long staple cotton in accordance with paragraph (8)(A) of this subsection and determines that deficiency payments will likely be made for such crop of extra long staple cotton under subparagraph (A) of this paragraph, the Secretary may make available advance deficiency payments for such crop to producers who agree to participate in the acreage limitation program. Such advance payments shall be made available to producers as soon as practicable after the producer files a notice of intention to participate in such acreage limitation program and in such amount as the Secretary determines appropriate to encourage adequate participation in such program, except that such amount shall not exceed an amount determined by multiplying (i) the estimated farm program acreage for the crop, by (ii) the farm program payment yield for the crop, by (iii) 50 per centum of the projected payment rate, as determined by the Secretary. In any case in which the deficiency payment payable to a producer for a crop, as finally determined by the Secretary under subparagraph (A) of this paragraph, is less than the amount paid to the producer as an advance deficiency payment under this paragraph, the producer shall refund an amount equal to the difference between the amount advanced and the amount finally determined by the Secretary to be payable to the producer. If the Secretary determines that no deficiency payments are due producers on a crop, the producer who received advanced payments on such crop shall refund such payments. If a producer fails to comply with the requirements under the acreage limitation program after obtaining an advance deficiency payment under this paragraph, the producer shall immediately repay the amount of the advance, plus interest thereon in such amount as the Secretary shall prescribe.

National program acreage.

"(4) The Secretary shall establish for each crop of extra long staple cotton a national program acreage. Such national program acreage shall be announced by the Secretary not later than November 1 of the calendar year preceding the year for which such acreage is established. The Secretary may revise the national program acreage first announced for any crop year for the purpose of determining the allocation factor under paragraph (5) of this subsection if the Secretary determines it necessary based upon the latest information, and the Secretary shall announce such revised national program acreage as soon as it has been made. The national program acreage shall be the number of harvested acres the Secretary deter-

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mines (on the basis of the estimated weighted national average of the farm program payment yields for the crop for which the determination is made) will produce the quantity (less imports) of extra long staple cotton that the Secretary estimates will be utilized domestically and for export during the marketing year for such crop. The national program acreage shall be subject to such adjustment as the Secretary determines necessary, taking into consideration the estimated carryover supply and the stocks not accounted for by official domestic consumption and export data, so as to provide for an adequate but not excessive total supply of extra long staple cotton for the marketing year for the crop for which such national program acreage is established. In no event shall the national program acreage be less than sixty thousand acres.

"(5) The Secretary shall determine a program allocation factor for each crop of extra long staple cotton. The allocation factor (not to exceed 100 per centum) shall be determined by dividing the national program acreage for the crop by the number of acres that the Secretary estimates will be harvested for such crop.

Farm program acreage.

"(6) The individual farm program acreage for each crop of extra long staple cotton shall be determined by multiplying the allocation factor by the acreage of extra long staple cotton planted for harvest on each farm for which individual farm program acreages are required to be determined. The farm program acreage shall not be further reduced by application of the allocation factor if the producers reduce the acreage of extra long staple cotton planted for harvest on the farm from the acreage base established for the farm under paragraph (8)(A) of this subsection by at least the percentage recommended by the Secretary in the announcement of the national program acreage. The Secretary shall provide fair and equitable treatment for producers on farms on which the acreage of extra long staple cotton planted for harvest is less than the acreage base established for the farm under paragraph (8)(A) of this subsection, but for which the reduction is insufficient to exempt the farm from the application of the allocation factor. In establishing the allocation factor for extra long staple cotton, the Secretary may make such adjustment as the Secretary deems necessary to take into account the extent of exemption of farms under the foregoing provisions of this paragraph.

Farm program payment yield.

"(7) The farm program payment yield for each crop of extra long staple cotton shall be determined on the basis of the actual yields per harvested acre on the farm for the preceding three years, except that the actual yields shall be adjusted by the Secretary for abnormal yields in any year caused by drought, flood, or other natural disaster, or other condition beyond the control of the producers. In case farm yield data for one or more years are unavailable or there was no production, the Secretary shall provide for appraisals to be made on the basis of actual yields and program payment yields for similar farms in the area for which data are available. Notwithstanding the foregoing provisions of this paragraph in the determination of yields, the Secretary shall take into account the actual yields proved by the producer, and neither such yields nor the farm program payment yield established on the basis of such yields shall be reduced under other provisions of this paragraph. If the Secretary determines it necessary, the Secretary may establish national, State, or county program payment yields on the basis of historical yields, as adjusted by the Secretary to correct for abnormal factors affecting such yields in the historical period, or, if such data are not available, on the Secretary's estimate of actual yields for the crop year involved. If national, State, or county program payment yields are established, the farm program payment yields shall balance to the national, State, or county program payment yields.

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Acreage limitation.

"(8)(A) Notwithstanding any other provision of this subsection, the Secretary may establish a limitation on the acreage planted to extra long staple cotton if the Secretary determines that the total supply of extra long staple cotton, in the absence of such limitation, will be excessive taking into account the need for an adequate carryover to maintain reasonable and stable prices and to meet a national emergency. Such limitation shall be achieved by applying a uniform percentage reduction to the acreage base for each extra long staple cotton-producing farm. Producers who knowingly produce extra long staple cotton in excess of the permitted acreage for the farm shall be ineligible for extra long staple cotton loans and payments with respect to that farm. The acreage base for any farm for the purpose of determining any reduction required to be made for any year as a result of a limitation under this subparagraph shall be the average acreage planted on the farm to extra long staple cotton for harvest in the three crop years immediately preceding the year prior to the year for which the determination is made. For the purpose of the preceding sentence, acreage planted to extra long staple cotton for harvest shall include any acreage which the producers were prevented from planting to extra long staple cotton or other nonconserving crops in lieu of extra long staple cotton because of drought, flood, or other natural disaster or other condition beyond the control of the producers. The Secretary may make adjustments to reflect established crop-rotation practices and to reflect such other factors as the Secretary determines should be considered in determining a fair and equitable base. There is hereby established for the 1984, 1985, and 1986 crops an acreage base reserve equal to 5 per centum of the total of the farm acreage bases established for the crop under the foregoing provisions of this subparagraph. Such reserve shall be in addition to the total of the farm acreage bases and shall be used by the county committees, in accordance with regulations of the Secretary, for making adjustments of farm acreage bases to correct inequities and prevent hardship, and for establishing bases for farms on which no extra long staple cotton was planted during the preceding four years. A number of acres on the farm determined by dividing (i) the product obtained by multiplying the number of acres required to be withdrawn from the production of extra long staple cotton times the number of acres actually planted to such commodity, by (ii) the number of acres authorized to be planted to such commodity under the limitation established by the Secretary, shall be devoted to conservation uses, in accordance with regulations issued by the Secretary, which will assure protection of such acreage from weeds and wind and water erosion. The number of acres so determined is hereafter in this subsection referred to as 'reduced acreage'. The Secretary may permit, subject to such terms and conditions as the Secretary may prescribe, all or any part of the reduced acreage to be devoted to sweet sorghum, hay and grazing, or the production of guar, sesame, safflower, sunflower, castor beans, mustard seed, crambe, plantago ovato, flaxseed, triticale, rye, or other commodity, if the Secretary determines that such production is needed to provide an adequate supply of such commodities, is not likely to increase the cost of the price support program, and will not affect farm income adversely. If an acreage limitation program is announced under this paragraph for a crop of extra long staple cotton, paragraphs (4), (5), and (6) of this subsection shall not be applicable to such crop, including any prior announcement which may have been made under such paragraphs with respect to such crop. The individual farm program acreage shall be the actual acreage planted on the farm to extra long staple cotton for harvest within the permitted extra long staple cotton acreage for the farm as established under this paragraph.

Acreage base reserve.

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"(B) The Secretary may make land diversion payments to producers of extra long staple cotton, whether or not an acreage limitation program for extra long staple cotton is in effect, if the Secretary determines that such land diversion payments are necessary to assist in adjusting the total national acreage of extra long staple cotton to desirable goals. Such land diversion payments shall be made to producers who, to the extent prescribed by the Secretary, devote to approved conservation uses an acreage of cropland on the farm in accordance with land diversion contracts entered into by the Secretary with such producers. The amounts payable to producers

Land diversion payments.

Contract bids.

Acreage limitation.

under land diversion contracts may be determined through the submission of bids for such contracts by producers in such manner as the Secretary may prescribe or through such other means as the Secretary determines appropriate. In determining the acceptability of contract offers, the Secretary shall take into consideration the extent of the diversion to be undertaken by the producers and the productivity of the acreage diverted. The Secretary shall limit the total acreage to be diverted under agreements in any county or local community so as not to affect adversely the economy of the county or local community.

"(C) The reduced acreage and the diverted acreage may be devoted to wildlife food plots or wildlife habitat in conformity with standards established by the Secretary in consultation with wildlife agencies. The Secretary may pay an appropriate share of the cost of practices designed to carry out the purpose of the foregoing sentence. The Secretary may provide for an additional payment on such acreage in an amount determined by the Secretary to be appropriate in relation to the benefit to the general public if the producer agrees to permit, without other compensation, access to all or such portion of the farm, as the Secretary may prescribe, by the general public, for hunting, trapping, fishing, and hiking, subject to applicable State and Federal regulations.

Program participation.

"(9) An operator of a farm desiring to participate in the program conducted under paragraph (8) of this subsection shall execute an agreement with the Secretary providing for such participation not later than such date as the Secretary may prescribe. The Secretary may, by mutual agreement with the producers on the farm, terminate or modify any such agreement if the Secretary determines such action necessary because of an emergency created by drought or other disaster or to prevent or alleviate a shortage in the supply of agricultural commodities.

"(10) The Secretary shall provide for the sharing of payments made under this subsection for any farm among the producers on the farm on a fair and equitable basis.

"(11) The Secretary shall provide adequate safeguards to protect the interests of tenants and sharecroppers.

"(12) If the failure of a producer to comply fully with the terms and conditions of the program formulated under this subsection precludes the making of loans and payments, the Secretary may, nevertheless, make such loans and payments in such amounts as the Secretary determines to be equitable in relation to the seriousness of the failure. The Secretary may authorize the county and State committees established under section 8(b) of the Soil Conservation and Domestic Allotment Act to waive or modify deadlines and other program requirements in cases in which lateness or failure to meet such other requirements does not affect adversely the operation of the program.

Program deadlines or other requirements.
16 USC 590h.
97 STAT. 499

Regulations.

"(13) The Secretary may issue such regulations as the Secretary determines necessary to carry out the provisions of this subsection.

"(14) The Secretary shall carry out the program authorized by this subsection through the Commodity Credit Corporation.

16 USC 590h.

"(15) The provisions of subsection 8(g) of the Soil Conservation and Domestic Allotment Act (relating to assignment of payments) shall apply to payments made under this subsection.

"(16) Notwithstanding any other provision of law, compliance on a farm with the terms and conditions of any other commodity program may not be required as a condition of eligibility for loans or payments under this subsection.

15 USC 714 note.

"(17) In order to encourage and assist producers in the orderly ginning and marketing of their extra long staple cotton production, the Secretary shall make recourse loans available to such producers on seed cotton in accordance with authority vested in the Secretary under the Commodity Credit Corporation Charter Act.

"(18) References made in sections 402, 403, 406, 407, and 416 to the terms 'support price', 'level of support', and 'level of price support' shall be considered to apply as well to the level of loans for extra long staple cotton under this subsection; and references to the terms 'price support', 'price support operations', and 'price support program' in such sections and in section 401(a) shall be considered as applying as well to the loan operations for extra long staple cotton under this subsection.".

SEC. 5. Section 407 of the Agricultural Act of 1949, as amended, is amended by adding at the end thereof the following: "Notwithstanding any other provision of law, beginning upon the enactment of the Extra Long Staple Cotton Act of 1983, the Commodity Credit Corporation may sell extra long staple cotton for unrestricted use at such price levels as the Secretary determines appropriate to maintain and expand export and domestic markets for such cotton.".

7 USC 1427.

Ante, p. 494.

SEC. 6. Section 1101(1) of the Agriculture and Food Act of 1981 is amended by deleting "and rice" and inserting in lieu thereof "extra long staple cotton, and rice".

7 USC 1308.

Approved August 26, 1983.

LEGISLATIVE HISTORY—H.R. 3190:

HOUSE REPORT No. 98-256 (Comm. on Agriculture).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 27, considered and passed House.
Aug. 4, considered and passed Senate.

Public Law 98-92
98th Congress

97 STAT. 608

An Act

To amend the Federal Supplemental Compensation Act of 1982 with respect to the number of weeks of benefits paid in any State.

Sept. 2, 1983
[H.R. 3409]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) subparagraph (B) of section 602(e)(2) of the Federal Supplemental Compensation Act of 1982 is amended to read as follows:

Federal Supplemental Compensation Act of 1982, amendment.
96 Stat. 702.
26 USC 3304 note.

"(B) If the applicable limit for a State, as determined under clause (ii) of subparagraph (A), for the week beginning July 24, 1983, was a number equal to or less than such State's applicable limit for the week beginning March 27, 1983, under this paragraph (as in effect for such week) reduced by four, the applicable limit for such State shall not be less than the applicable limit for the week beginning July 24, 1983, for any week after the week beginning after July 24, 1983.".

(b) The amendment made by subsection (a) shall apply to weeks beginning after July 24, 1983.

26 USC 3304 note.

(c)(1) In the case of an account established before the week beginning June 5, 1983, the applicable limit under section 602(e)(2)(A)(ii) of the Federal Supplemental Compensation Act of 1982 shall in no event be less than the number of weeks applicable to such State for the week beginning March 27, 1983, under section 602(e)(2) of such Act (as in effect for such week) reduced by four.

26 USC 3304 note.
96 Stat. 702
26 USC 3304 note.

(2) Paragraph (1) shall apply only to compensation for weeks of unemployment beginning on or after the date of the enactment of this Act.

(d) In the case of any eligible individual who (without regard to the amendment made by subsection (a) or the provisions of subsection (c)) exhausted his rights to Federal supplemental compensation (by reason of the payment of all of the amount in his Federal supplemental compensation account) before the first week beginning after the date of the enactment of this Act, such individual's eligibility for additional compensation by reason of the amendment made

26 USC 3304 note.

by subsection (a) or the provisions of subsection (c) for any week of unemployment shall not be limited or terminated by reason of any event, or failure to meet any requirement of law relating to eligibility for unemployment compensation, occurring after the date of such exhaustion of rights and before the beginning of the first week beginning after the date of the enactment of this Act.

7 USC 612c note.

SEC. 2. Effective October 1, 1983, the Temporary Emergency Food Assistance Act of 1983 (title II of Public Law 98–8; 97 Stat. 35 and 36) is amended by—

Ante, p. 35.
7 USC 612c note.

(1) in section 201, striking out "the Act" and inserting in lieu thereof "this Act";

97 STAT. 609

(2) inserting, after section 201, a new section 201A as follows:

"ELIGIBLE RECIPIENT AGENCIES

Definition.
7 USC 612c note.

"SEC. 201A. As used in this Act, the term 'eligible recipient agencies' means public or nonprofit organizations that administer—

"(1) activities and projects providing nutrition assistance to relieve situations of emergency and distress through the provision of food to needy persons, including low-income and unemployed persons;

"(2) school lunch programs, summer camps for children, and other child nutrition programs providing food service;

42 USC 3001 note.

"(3) nutrition projects operating under the Older Americans Act of 1965, including congregate nutrition sites and providers of home-delivered meals;

7 USC 612c note.

"(4) activities and projects that are supported under section 4 of the Agriculture and Consumer Protection Act of 1973;

"(5) activities of charitable institutions, including hospitals and retirement homes, to the extent that needy persons are served; or

"(6) disaster relief programs;

and that have been designated by the appropriate State agency, or by the Secretary, and approved by the Secretary for participation in the program established under this Act.";

Ante, p. 35.
7 USC 612c note.

(3) amending section 202(a) to read as follows:

"SEC. 202. (a) Notwithstanding any other provision of law, in order to complement the domestic nutrition programs, make maximum use of the Nation's agricultural abundance, and expand and improve the domestic distribution of price-supported commodities, commodities acquired by the Commodity Credit Corporation that the Secretary of Agriculture (hereinafter referred to as the 'Secretary') determines, in his discretion, are in excess of quantities needed to—

"(1) carry out other domestic donation programs,

"(2) meet other domestic obligations (including quantities needed to carry out a payment-in-kind acreage diversion program),

"(3) meet international market development and food aid commitments, and

7 USC 1281.
7 USC 1421 note.
15 USC 714 note.

"(4) carry out the farm price and income stabilization purposes of the Agricultural Adjustment Act of 1938, the Agricultural Act of 1949, and the Commodity Credit Corporation Charter Act,

shall be made available by the Secretary, without charge or credit for such commodities, for use by eligible recipient agencies for food assistance.";

Ante, p. 35.

(4) in section 202(b)—

(A) in the first sentence, striking out "shall" and inserting in lieu therof "may"; and

(B) in the second sentence, striking out "December 1, 1983" and inserting in lieu thereof "October 1, 1985";

Ante, p. 35.

(5) inserting, after section 203, new sections 203A, 203B, and 203C as follows:

"INITIAL PROCESSING COSTS

7 USC 612c note.

"SEC. 203A. The Secretary may use funds of the Commodity Credit Corporation to pay costs of initial processing and packaging of commodities to be distributed under the program established under this Act into forms, and in quantities, suitable, as determined by the Secretary, for use in individual households when such commodities are to be consumed by individual households or for institutional use, as applicable. The Secretary may pay such costs in the form of Corporation-owned commodities equal in value to such costs, except that wheat from the Food Security Wheat Reserve may not be used to pay such costs. The Secretary shall ensure that any such payments in kind will not displace commercial sales of such commodites.

97 STAT. 610

Corporation-owned commodities.

"FEDERAL AND STATE RESPONSIBILITIES

Eligible recipient agencies, distribution.
7 USC 612c note.

"SEC. 203B. (a) The Secretary shall, as expeditiously as possible, provide the commodities made available under this Act in such quantities as can be used without waste to State agencies designated by the Governor or other appropriate State official for distribution to eligible recipient agencies, except that the Secretary may provide such commodities directly to eligible recipient agencies and to private companies that process such commodities for eligible recipient agencies under sections 203 and 203A of this Act.

Ante, pp. 35, 609.

"(b) State agencies receiving commodities under this Act shall, as expeditiously as possible, distribute such commodities, in the quantities requested (to the extent practicable), to eligible recipient agencies within their respective States. However, if a State agency cannot meet all requests for a particular commodity under this Act, the State agency shall give priority in the distribution of such commodity to eligible recipient agencies providing nutrition assistance to relieve situations of emergency and distress through the provision of food to needy persons, including low-income and unemployed persons.

"(c) Each State agency receiving commodities for individual household use under this Act shall distribute such commodities to eligible recipient agencies in the State that serve needy persons, and shall, with the approval of the Secretary, determine those persons in the State that shall qualify as needy persons eligible for such commodities.

"ASSURANCES; ANTICIPATED USE

Commodity management.
7 USC 612c note.

"SEC. 203C. (a) The Secretary shall take such precautions as the Secretary deems necessary to assure that any eligible recipient agency receiving commodities under this Act will provide such commodities to persons served by the eligible recipient agency and will not diminish its normal expenditures for food by reason of the receipt of such commodities. The Secretary shall also take such precautions as the Secretary deems necessary to assure that commodities made available under this Act will not displace commercial sales of such commodities or the products thereof. The Secretary shall not make commodities available for donation in any quantity or manner that the Secretary, in the Secretary's discretion, determines may, substitute for the same or any other agricultural produce that would otherwise be purchased in the market.

"(b) Commodities provided under this Act shall be distributed only in quantities that can be consumed without waste. No eligible recipient agency may receive commodities under this Act in excess of anticipated use, based on inventory records and controls, or in excess of its ability to accept and store such commodities.";

(6) in section 204—

Ante, p. 35.
7 USC 612c note.

(A) designating the last sentence as subsection (c);

(B) inserting, after the first sentence, a new subsection (b) as follows:

Appropriation authorization for storage and distribution costs.

"(b) There are hereby authorized to be appropriated $50,000,000 for each of the fiscal years ending September 30, 1984, and September 30, 1985, for the Secretary to make available to the States for

97 STAT. 611

storage and distribution costs of which not less than twenty per centum of the amount appropriated under this subsection in any fiscal year shall be made available for paying or providing advance payments to cover the actual costs incurred by charitable institutions, food banks, hunger centers, soup kitchens, and similar nonprofit eligible recipient agencies providing nutrition assistance to relieve situations of emergency and distress through the provision of food to needy persons, including low-income and unemployed persons: *Provided,* That in no case shall such payments exceed five per centum of the value of commodities distributed by any such agency."; and

(C) in subsection (c), as so designated by subclause (A) of this clause, striking out "this appropriation" and inserting in lieu thereof "appropriations made or authorized under this section";

Ante, p. 36.
7 USC 612c note.

(7) in section 205—

(A) amending the heading to read as follows:

"RELATIONSHIP TO OTHER PROGRAMS";

(B) inserting "(a)" after the section designation; and

(C) adding, at the end thereof, a new subsection "(b)" as follows:

Ante, p. 609.

"(b) Except as otherwise provided in section 203A of this Act, none of the commodities distributed under this Act shall be sold or otherwise disposed of in commercial channels in any form.";

Ante, p. 36.

(8) amending section 209 to read as follows:

"SEC. 209. Section 5(a)(2) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c note) is amended by striking out 'amount appropriated for the provision of commodities to State agencies' and inserting in lieu thereof 'sum of (A) the amount appropriated for the commodity supplemental food program and (B) the value of the additional commodities donated by the Secretary to State or local agencies for use in such program which are provided without charge against funds appropriated for such program and are included in food packages distributed to program participants' ";

Ante, p. 36.
7 USC 612c note.

(9) in section 210—

(A) inserting "(a)" after the section designation; and

(B) adding, at the end thereof, new subsections (b) and (c) as follows:

Administration.

"(b) In administering this Act, the Secretary shall minimize, to the maximum extent practicable, the regulatory, recordkeeping, and paperwork requirements imposed on eligible recipient agencies.

Publication in Federal Register.

"(c) With respect to the commodity distribution program under this Act in effect during the fiscal years ending September 30, 1984, and September 30, 1985, the Secretary shall, not later than October 1, 1983, publish in the Federal Register an estimate of the types and quantities of commodities that the Secretary anticipates are likely to be made available during the first twelve months of the program; and, prior to the beginning of the fiscal year ending September 30, 1985, the Secretary shall publish in the Federal Register an estimate

97 STAT. 612

of the types and quantities of commodities that the Secretary anticipates are likely to be made available during the second twelve months of the program under this Act: *Provided,* that the actual types and quantities of commodities made available by the Secretary under this Act may differ from the estimates."; and

Ante, p. 36.

(10) inserting, after section 210, new sections 211 and 212 as follows:

"FINALITY OF DETERMINATIONS

7 USC 612c note.
Ante, p. 36.

"SEC. 211. Determinations made by the Secretary of Agriculture under this Act and the facts constituting the basis for any donation of commodities under this Act, or the amount thereof, when officially determined in conformity with the applicable regulations prescribed by the Secretary, shall be final and conclusive and shall not be reviewable by any other officer or agency of the Government.

"PROGRAM TERMINATION

"SEC. 212. The provisions of this Act, with the exception of 207, shall terminate September 30, 1985.".

7 USC 612c note.

SEC. 3. Section 4(c) of the Agriculture and Consumer Protection Act of 1973 is amended by inserting "Temporary" before "Emergency Food Assistance Act of 1983".

Ante, p. 36.
7 USC 612c note.

Approved September 2, 1983.

LEGISLATIVE HISTORY—H.R. 3409:

HOUSE REPORT No. 98-328 (Comm. on Ways and Means).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Aug. 1, 2, considered and passed House.
Aug. 4, considered and passed Senate, amended; House concurred in Senate amendments.

Public Law 98-100
98th Congress

97 STAT. 718

An Act

To require the Secretary of Agriculture to make an earlier announcement of the 1984 crop feed grain program and of the 1985 crop wheat and feed grain programs.

Sept. 29, 1983
[H.R. 3914]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Feed grain programs for 1984 and 1985.

ANNOUNCEMENT OF ACREAGE LIMITATION AND SET-ASIDE PROGRAMS

7 USC 1444d and note.
7 USC 1444d.

SECTION 1. (a) Effective for the 1984 and 1985 crops of feed grains, the second sentence of section 105B(e)(1)(A) of the Agricultural Act of 1949, as amended by section 124(l) of the Omnibus Budget Reconciliation Act of 1982, is amended to read as follows: "The Secretary shall announce any such feed grain acreage limitation program or set-aside program for the 1984 crop not later than September 30, 1983, and for the 1985 crop not later than September 30, 1984: *Provided*, That, notwithstanding any other provision of law, the Secretary shall have the authority to make appropriate adjustments in such announcement for the feed grain acreage limitation program or the set-aside program for the 1984 crop not later than October 30, 1983, and for the 1985 crop not later than October 30, 1984, if the Secretary determines that there has been a significant change in the total supply of feed grains since the earlier announcement.".

Wheat.
7 USC 1445b-1 and note.
7 USC 1445b-1.

(b) Effective for the 1985 crop of wheat, the second sentence of section 107B(e)(1)(A) of the Agricultural Act of 1949, as amended by section 122(l) of the Omnibus Budget Reconciliation Act of 1982, is amended to read as follows: "The Secretary shall announce any such wheat acreage limitation program or set-aside program for the 1985 crop not later than July 1, 1984: *Provided*, That, notwithstanding any other provision of law, the Secretary shall have the authority to make appropriate adjustments in such announcement for the wheat acreage limitation program or the set-aside program for the 1985 crop not later than July 31, 1984, if the Secretary determines that there has been a significant change in the total supply of wheat since the earlier announcement.".

Approved September 29, 1983.

LEGISLATIVE HISTORY—H.R. 3914 (H.R. 3564):

CONGRESSIONAL RECORD, Vol. 129 (1983):
Sept. 20, considered and passed House.
Sept. 21, considered and passed Senate.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 39 (1983):
Sept. 29, Presidential statement.

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97 STAT. 1128

Public Law 98-180
98th Congress

An Act

Nov. 29, 1983
[H.R. 3385]

To stabilize the supply and demand for dairy products, to make modifications in the tobacco production adjustment program, to provide emergency livestock feed assistance, and for other purposes.

Dairy and Tobacco Adjustment Act of 1983.
7 USC 1421 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Dairy and Tobacco Adjustment Act of 1983".

TITLE I—DAIRY

Dairy Production Stabilization Act of 1983.
7 USC 1421 note.

SHORT TITLE

SEC. 101. This title may be cited as the "Dairy Production Stabilization Act of 1983".

Subtitle A—Dairy Stabilization Program

DAIRY PRODUCTION STABILIZATION

SEC. 102. (a) Section 201(d) of the Agricultural Act of 1949 (7 U.S.C. 1446(d)) is amended to read as follows:

"(d) Notwithstanding any other provision of law—

Supra.

"(1)(A) Effective for the period beginning with the date of enactment of the Dairy Production Stabilization Act of 1983 and ending on the last day of the month of enactment of such Act, the price of milk shall be supported at a rate equivalent to $13.10 per hundredweight for milk containing 3.67 per centum milkfat.

"(B) Effective for the period beginning on the first day of the first calendar month following the date of enactment of the Dairy Production Stabilization Act of 1983 and ending on September 30, 1985, the price of milk shall be supported at a rate equivalent to $12.60 per hundredweight for milk containing 3.67 per centum milkfat, except that—

"(i) on April 1, 1985, if the Secretary estimates that for the twelve-month period beginning on such date net price support purchases of milk or the products of milk would be in excess of six billion pounds milk equivalent, the Secretary may reduce the price support rate in effect on such date in the amount of 50 cents per hundredweight; and

"(ii) on July 1, 1985—

"(I) if the Secretary estimates that for the twelve-month period beginning on such date net price support purchases of milk or the products of milk would be in excess of five billion pounds milk equivalent, the Secretary may reduce the price support rate in effect on such date in the amount of 50 cents per hundredweight; or

97 STAT. 1129

"(II) if the Secretary estimates that for the twelve-month period beginning on such date net price support purchases of milk or the products of milk would be five billion pounds milk equivalent or less and if the Secretary determines it necessary in order to assure an adequate supply of pure and wholesome milk to meet current needs, the Secretary may increase the price support rate in effect on such date in an amount not less than 50 cents per hundredweight.

"(C) The price of milk shall be supported through the purchase of milk and the products of milk.

"(2)(A)(i) Effective for the period beginning with the first day of the first calendar month following the date of enactment of the Dairy Production Stabilization Act of 1983 and ending on March 31, 1985, to encourage the adjustment of milk production to levels consistent with the national demand for milk and the products of milk, the Secretary shall provide for a reduction of 50 cents per hundredweight to be made in the price received on all milk produced in the United States and marketed by producers for commercial use.

Ante, p. 1128.

"(ii) Effective for the period beginning with the date of enactment of the Dairy Production Stabilization Act of 1983 and ending on the last day of the month of enactment of such Act, the provisions of paragraphs (2) through (7) of subsection (d) of this section, as in effect on the day immediately prior to the date of enactment of the Dairy Production Stabilization Act of 1983, shall be applicable to all milk produced in the United States and marketed by producers for commercial use. Enactment of the Dairy Production Stabilization Act of 1983 shall not affect in any manner the collection or enforcement of any deduction from the price of milk previously implemented by the Secretary under this subsection as in effect for any milk marketed for commercial use prior to the effective date of the reduction provided for in this paragraph, as added by section 102(a) of the Dairy Production Stabilization Act of 1983.

"(B) The funds represented by the reduction in the price required to be applied to the marketings of milk by a producer under subparagraph (A) shall be collected and remitted to the Commodity Credit Corporation, at such time and in such manner as prescribed by the Secretary, by each person making payment to a producer for milk purchased from the producer, except that in the case of a producer who markets milk of the producer's own production directly to consumers, such funds shall be remitted directly to the Corporation by the producer.

Commodity Credit Corporation, collection of funds.

"(C) To the extent that funds collected under this paragraph are inadequate to make the payments to producers who reduce marketings under paragraph (3), such payments shall be made using funds otherwise available to the Corporation. The funds remitted to the Corporation under this paragraph shall be considered as included in the payments to a producer of milk for purposes of the minimum price provisions of the Agricultural Adjustment Act of 1933, as reenacted and amended by the Agricultural Marketing Agreement Act of 1937.

7 USC 601 note.
7 USC 674.

"(3)(A) The Secretary shall, not later than January 1, 1984, provide for a milk diversion program under which the Secretary shall offer to enter into a contract, at any time up to February 1, 1984, with any producer of milk in the United States for the purpose of reducing the quantity of milk marketed by the producer for commercial use during the fifteen-month period beginning on January 1, 1984. Each producer of milk in the United States seeking to enter into a contract for diversion payments under this paragraph shall, prior to entering into such contract, provide the Secretary with a plan that (i) describes the manner in which the producer intends to achieve the reduction in milk marketings that would be required under such contract, and (ii) includes an estimate by the producer of the amount of such reduction which the producer intends to achieve through increased slaughter of dairy cattle (including the approximate number of dairy cattle that will be sold for slaughter during each month of the contract). In setting the terms and conditions of such contracts, the Secretary shall take into account any adverse impact of the reductions in milk production on beef, pork, and poultry producers in the United States and shall take all feasible steps to minimize such impact.

Milk diversion program.
Contract offer.

97 STAT. 1130

Milk reduction plan, submittal to Secretary.

Contract requirements.

"(B) Each such contract shall require that—

"(i) the producer shall reduce the quantity of milk marketed for commercial use in an amount equal to a percentage specified by the producer, but not less than 5 per centum nor more than 30 per centum, of the quantity of milk marketed by such producer for commercial use during the marketing history period described in subparagraph (F);

"(ii) any production capacity of a facility that becomes available for use because a producer reduces milk production in order to comply with the contract shall not be used by the producer, or made available by the producer for use by any other person, for the production of milk;

Ante, p. 1128.

"(iii) any dairy cattle that would or could have been used by the producer for the production of milk if the producer had not entered into and complied with such contract shall not have been sold, leased, or otherwise transferred to another person after November 8, 1983, except as permitted by the Secretary up to the date of enactment of the Dairy Production Stabilization Act of 1983 in order to further the purposes of this Act, or unless such cattle are sold for slaughter or sold or transferred to another producer with respect to whom there is in effect a contract entered into under this subsection, except that the Secretary may, to the extent practicable and to the extent deemed consistent with the goals of the diversion program, permit the sale of registered, purebred cattle for breeding purposes subject to such terms and conditions as the Secretary may prescribe based on a history of such sales by the producer or the sale or transfer of any dairy cattle if the Secretary determines that such sale or transfer does not result in adversely affecting the purpose of the program; and

Payment.

"(iv) the producer shall repay to the Secretary the entire payment received under this paragraph, including simple interest payable at a rate prescribed by the Secretary which shall, to the extent practicable, reflect the cost to the Corporation of its borrowings from the United States Treasury, commencing on the date payment is first received under this paragraph, if the producer fails to comply with such contract.

97 STAT. 1131

"(C) Except as provided in subparagraph (D), the Secretary shall pay to a producer who complies with a contract, entered into under this paragraph, an amount equal to the product of $10 per hundredweight and the amount, measured in hundredweights, by which the quantity of milk marketed by such producer for commercial use during the period specified in such contract is less than the quantity of milk marketed by such producer for commercial use during the marketing history period.

Payment restrictions.

"(D) No payment may be made under subparagraph (C) to a producer with respect to—

"(i) any reduction in the quantity of milk marketed by the producer for commercial use that exceeds the lesser of 30 per centum of the aggregate quantity of milk marketed by the producer for commercial use during the producer's marketing history period, or the sum of—

"(I) the reduction in the quantity of milk marketed for commercial use required under the provisions of the contract the producer has entered into under this paragraph, after any adjustment by the Secretary under subparagraph (E); and

"(II) 3 per centum of the quantity of milk marketed by the producer for commercial use during such producer's marketing history period;

"(ii) any reduction in the quantity of milk marketed by the producer for commercial use if such reduction is less than the larger of 5 per centum of the aggregate quantity of milk marketed by the producer for commercial use during the producer's marketing history period, or the difference between—

"(I) the reduction in the quantity of milk marketed for commercial use required under the provisions of the contract the producer has entered into under this paragraph, after any adjustment by the Secretary under subparagraph (E); and

"(II) 3 per centum of the quantity of milk marketed by the producer for commercial use during such producer's marketing history period;

"(iii) except as provided in subparagraph (H), any reduction in the quantity of milk marketed for commercial use by a producer who, as determined by the Secretary, was not actively engaged in the production of milk for commercial use as of the date of enactment of the Dairy Production Stabilization Act of 1983; and

Ante, p. 1128.

"(iv) any reduction in the quantity of milk marketed for commercial use by a producer who violates any requirement specified in this paragraph.

Contract modification.

"(E) The Secretary may, in accordance with such rules or procedures as prescribed by the Secretary, modify contracts entered into under this paragraph if the Secretary determines that, as a result of contracts entered into under this paragraph, (i) there would be an excessive reduction in the level of milk production in the United States, or (ii) there has been a substantial hardship to producers of beef cattle, dairy cattle, hogs, or poultry sold for slaughter. If, under the provisions of clause (ii), the Secretary should specify a reduction in marketings in any quarter that is less than the percentage specified in the contract, such modification shall not be so great as to require the producer to make a reduction in excess of 150 per centum of the reduction required by the contract in any succeeding quarter: *Provided*, That after making any adjustments in milk marketed for commercial use in any period of the contract, except to the extent required by the foregoing provisions of this sentence, the aggregate reduction in milk marketed for commercial use for the entire diversion period must continue to be at least equal to the total reduction required by the contract. In the event of a modification, under clause (i) of this subparagraph, the Secretary may reduce the required reduction among all contracts on such basis as the Secretary determines will serve to reduce future dairy surpluses. In no event shall any reduction under this paragraph be apportioned on the basis of geographic region or area.

97 STAT. 1132

Diversion payments.

Marketing history.

"(F) Any producer of milk in the United States seeking to enter into a contract for diversion payments under this paragraph shall provide the Secretary with evidence of such producer's marketing history. The marketing history shall be the marketings of milk by such producer for commercial use during calendar year 1982 (with production during the January through March quarter to be counted by the Secretary as corresponding to both the first and the last quarters of the fifteen-month diversion contract) or, at the option of the producer, the average marketings of milk by the producer during calendar years 1981 and 1982 (with production during the January through March quarter of each such year to be counted by the Secretary as corresponding to both the first and last quarters of the fifteen-month diversion contract). The producer's marketing history may be adjusted as the Secretary determines necessary to correct for abnormally low production resulting from a natural disaster or other condition beyond the control of the producer or such other factors as the Secretary determines necessary to provide a fair and equitable marketing history.

"(G) No marketing history shall be assigned to any producer who commenced marketing of milk after December 31, 1982, except as provided in subparagraph (H).

"(H) A producer's marketing history established under this paragraph shall not be transferable to any other person, unless the entire milk production facility used by the producer to produce milk for commercial use during the marketing history period and the producer's entire dairy herd were transferred by reason of the death of the producer, by reason of a gift from the producer, or to a member or members of the family of the producer. The term 'member of the family of the producer' means (i) an ancestor of the producer, (ii) the spouse of the producer, (iii) a lineal descendant of the producer, or the producer's spouse, or a parent of the producer, or (iv) the spouse of any such lineal descendant.

"Member of the family of the producer."

"(I) Eligibility for diversion payments shall be determined on the basis of the marketing history provided for in subparagraph (F).

"(J)(i) Producers eligible for diversion payments shall apply for such payments at the end of each quarter. Payment may be made to any producer who can establish that marketings of milk by such producer for commercial use have been reduced from the level of marketings during the corresponding period of the marketing history period in an amount as specified by the Secretary for each quarter in the contract: *Provided*, That the aggregate quantity of such reductions for the entire diversion period must be at least equal to the total reduction required by the contract. Prior to approving such payment, the Secretary shall require evidence that such reduction in marketings has taken place. As part of such evidence, the producer shall certify, in a form specified by the Secretary, that such reduction is a net decrease in marketings of milk for commercial use and has not been offset by expansion of production in other production facilities in which the producer has an interest, or by transfer of partial interest in the production facility, or by employment of such other scheme or device to qualify for payment for which such producer would otherwise not be eligible.

97 STAT. 1133

Certification of reduction.

"(ii) Payments made under this paragraph during the contract period shall be considered preliminary settlements for reductions in marketings. A final settlement shall be made following the end of the contract period and shall be based on the volume of marketings for the entire contract period. If, based on total marketings for the contract period, it is determined that preliminary settlements have resulted in overpayments to the producer, the Secretary shall recover such overpayments from such producer.

Settlement.

Overpayment recovery.

"(K) Application for payment shall be made by producers through the county committees established under section 8(b) of the Soil Conservation and Domestic Allotment Act.

16 USC 590h.

Contract assignment.

"(L) A producer may assign a contract entered into under this paragraph only if—

"(i) the producer's interest in the entire milk production facility and the entire dairy herd used by the producer to produce milk for commercial marketings have been transferred as a unit to the person to whom the assignment is to be made;

"(ii) the assignee is a person to whom the producer's marketing history may be transferred under subparagraph (H);

"(iii) the producer and the assignee agree in writing that the assignee shall succeed to all rights and liabilities of the producer under the contract; and

"(iv) a copy of such writing is submitted to the Secretary before the transfer occurs.

"(M) A contract entered into under this paragraph by a producer who by reason of death cannot perform or assign such contract may be performed or assigned, in accordance with subparagraph (L), by the estate of such producer.

"(N) If the provisions for reductions in the price received for milk marketed for commercial use as provided for in paragraph (2) are held to be invalid by any court, or the Secretary is restrained or enjoined by any court from implementing such provisions, the Secretary shall immediately suspend making any diversion payments under this paragraph for the period beginning with the date of such court action and shall resume making such payments only if such court action is overruled, stayed, or terminated.

Payment suspension.

"(O) If the Secretary determines that there has been a marked deviation in the composition of milk marketed for commercial use by a producer from that of such producer's marketings during the marketing history period, an adjustment as determined appropriate by the Secretary shall be made in the producer's diversion payments to reflect the composition of milk marketed during the marketing history period.

Payment adjustment.

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"(4) Each producer who markets milk and each person required to make payment to the Corporation under this subsection shall keep such records and make such reports, in such manner, as the Secretary determines necessary to carry out this subsection. The Secretary may make such investigations as the Secretary deems necessary for the effective administration of this subsection or to determine whether any person subject to the provisons of this subsection has engaged or is engaged or is about to engage in any act or practice that constitutes or will constitute a violation of any provision of this subsection or regulation issued under this subsection. For the purpose of such investigation, the Secretary may administer oaths and affirmations, subpena witnesses, compel their attendance, take evidence, and require the production of any records that are relevant to the inquiry. Such attendance of witnesses and the production of any such records may be required from any place in the United States. In case of contumacy by, or refusal to obey a subpena to, any person, the Secretary may invoke the aid of any court of the United States within the jurisdiction of which such investigation or proceeding is carried on, or where such person resides or carries on business, in requiring the attendance and testimony of witnesses and the production of records. Such court may issue an order requiring such person to appear before the Secretary to produce records or to give testimony on the matter under investigation. Any failure to obey such order of the court may be punished by such court as a contempt thereof. All process in any such case may be served in the judicial district of which such person is an inhabitant or wherever such person may be found.

Records and reports.

Investigations.

U.S. courts, assistance.

"(5)(A) The district courts of the United States are vested with jurisdiction specifically to enforce, and to prevent and restrain any person from violating, any provision of this subsection or any regulation issued under this subsection. Any such civil action authorized to be brought under this subsection shall be referred to the Attorney General for appropriate action. The Secretary is not required, however, to refer to the Attorney General minor violations of this subsection whenever the Secretary believes that the administration and enforcement of this subsection would be adequately served by suitable written notice or warning to any person committing such violation.

"(B) Each person (i) as to whom there is a failure to make a reduction in the price of milk received by such person as required by paragraph (2), (ii) who fails to remit to the Corporation the funds required to be collected and remitted by paragraph (2)(B), or (iii) who fails to make the reduction in marketings required by a contract under paragraph (3) shall be liable, in addition to any amount due, to a marketing penalty at a rate equal to the support price for milk in effect at the time the failure occurs on the quantity of milk as to which the failure applies. The Secretary may reduce any such marketing penalty

Penalties.

in such amount as the Secretary determines equitable in any case in which the Secretary determines that the failure was unintentional or without knowledge on the part of the person

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concerned. Each person who knowingly violates any other provision of this subsection, or any regulation issued under this subsection, shall be liable for a civil penalty of not more than $1,000 for each such violation. Any penalty provided for under this subparagraph shall be assessed by the Secretary after notice and opportunity for a hearing.

Penalty review.

"(C) Any person against whom a penalty is assessed under subparagraph (B) may obtain review of such penalty in an appropriate district court of the United States by filing a civil action in such court not later than thirty days after such penalty is imposed. The Secretary shall promptly file in such court a certified copy of the record upon which the penalty is based. The findings of the Secretary may be set aside only if found to be unsupported by substantial evidence.

Enforcement.

"(D) The district courts of the United States shall have jurisdiction to review and enforce any penalty imposed under subparagraph (B).

"(E) The remedies provided in this paragraph shall be in addition to, and not exclusive of, other remedies that may be available.

"(F) In carrying out this subsection, the Secretary may, as the Secretary deems appropriate—

"(i) use the services of State and county committees established under section 8(b) of the Soil Conservation and Domestic Allotment Act; and

16 USC 590h.

"(ii) enter into agreements to use, on a reimbursable or nonreimbursable basis, the services of administrators of Federal milk marketing orders and State milk marketing programs.

"United States."

"(6) The term 'United States' as used in paragraphs (2) and (3) of this subsection means the forty-eight contiguous States in the continental United States.".

7 USC 1446 note.
7 USC 1446.

(b) The Secretary of Agriculture shall implement the provisions of section 201(d) of the Agricultural Act of 1949, as amended by subsection (a) of this section, without regard to the provisions requiring notice and other procedures for public participation in rulemaking contained in section 553 of title 5, United States Code, or in any directive of the Secretary.

AVOIDANCE OF ADVERSE IMPACT OF DAIRY DIVERSION PROGRAM ON BEEF AND PORK PRODUCERS

7 USC 1446 note.

SEC. 103. In order to minimize the adverse impact of the dairy diversion program on beef and pork producers in the United States during the period the diversion program is in effect—

(1) the Secretary of Agriculture shall, to the maximum extent practicable, use funds available for the purposes of clause (2) of section 32 of Public Law No. 320, 74th Congress (7 U.S.C. 612c) and other funds available to the Secretary under the commodity distribution and other nutrition programs of the Department of Agriculture to increase the use of beef and pork for such purposes;

(2) the Secretary of Defense and other Federal and State agencies are encouraged to use increased quantities of beef and pork to meet the food needs of the programs which they administer; and

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(3) the Secretary of Agriculture shall take appropriate action to encourage the consumption of beef and pork by members of the public.

Subtitle B—Dairy Promotion Program

FINDINGS AND DECLARATION OF POLICY

SEC. 110. (a) Congress finds that— 7 USC 4501.

(1) dairy products are basic foods that are a valuable part of the human diet;

(2) the production of dairy products plays a significant role in the Nation's economy, the milk from which dairy products are manufactured is produced by thousands of milk producers, and dairy products are consumed by millions of people throughout the United States;

(3) dairy products must be readily available and marketed efficiently to ensure that the people of the United States receive adequate nourishment;

(4) the maintenance and expansion of existing markets for dairy products are vital to the welfare of milk producers and those concerned with marketing, using, and producing dairy products, as well as to the general economy of the Nation; and

(5) dairy products move in interstate and foreign commerce, and dairy products that do not move in such channels of commerce directly burden or affect interstate commerce of dairy products.

(b) It, therefore, is declared to be the policy of Congress that it is in the public interest to authorize the establishment, through the exercise of the powers provided herein, of an orderly procedure for financing (through assessments on all milk produced in the United States for commercial use) and carrying out a coordinated program of promotion designed to strengthen the dairy industry's position in the marketplace and to maintain and expand domestic and foreign markets and uses for fluid milk and dairy products produced in the United States. Nothing in this subtitle may be construed to provide for the control of production or otherwise limit the right of individual milk producers to produce milk.

DEFINITIONS

SEC. 111. As used in this subtitle— 7 USC 4502.

(a) the term "Board" means the National Dairy Promotion and Research Board established under section 113 of this subtitle;

(b) the term "Department" means the Department of Agriculture;

(c) the term "Secretary" means the Secretary of Agriculture;

(d) the term "milk" means any class of cow's milk produced in the United States;

(e) the term "dairy products" means products manufactured for human consumption which are derived from the processing of milk, and includes fluid milk products;

(f) the term "fluid milk products" means those milk products normally consumed in liquid form as a beverage;

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(g) the term "person" means any individual, group of individuals, partnership, corporation, association, cooperative, or any other entity;

(h) the term "producer" means any person engaged in the production of milk for commercial use;

(i) the term "promotion" means actions such as paid advertising, sales promotion, and publicity to advance the image and sales of and demand for dairy products;

(j) the term "research" means studies testing the effectiveness of market development and promotion efforts, studies relating to the nutritional value of milk and dairy products, and other related efforts to expand demand for milk and dairy products;

(k) the term "nutrition education" means those activities intended to broaden the understanding of sound nutritional principles including the role of milk and dairy products in a balanced diet; and

(l) the term "United States" as used in sections 110 through 117 means the forty-eight contiguous States in the continental United States.

ISSUANCE OF ORDERS

Public comments. 7 USC 4503.

SEC. 112. (a) During the period beginning with the date of enactment of this subtitle and ending thirty days after receipt of a proposal for an initial dairy products promotion and research order, the Secretary shall publish such proposed order and give due notice and opportunity for public comment upon the proposed order. The proposal for an order may be submitted by an organization certified under section 114 of this subtitle or by any interested person affected by the provisions of this subtitle.

(b) After notice and opportunity for public comment are given, as provided for in subsection (a) of this section, the Secretary shall issue a dairy products promotion and research order. Such order shall become effective not later than ninety days following publication of the proposal.

(c) The Secretary may, from time to time, amend a dairy products promotion and research order.

REQUIRED TERMS IN ORDERS

7 USC 4504.

SEC. 113. Any order issued under this subtitle shall contain terms and conditions as follows:

(a) The order shall provide for the establishment and administration of appropriate plans or projects for advertisement and promotion of the sale and consumption of dairy products, for research projects related thereto, for nutrition education projects, and for the disbursement of necessary funds for such purposes. Any such plan or project shall be directed toward the sale and marketing or use of dairy products to the end that the marketing and use of dairy products may be encouraged, expanded, improved, or made more acceptable. No such advertising or sales promotion program shall make use of unfair or deceptive acts or practices with respect to the quality, value, or use of any competing product.

National Dairy Promotion and Research Board. Establishment.

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Geographic representation.

Executive committee.

(b) The order shall provide for the establishment and appointment by the Secretary of a National Dairy Promotion and Research Board that shall consist of not less than thirty-six members. Members of the Board shall be milk producers appointed by the Secretary from nominations submitted by eligible organizations certified under section 114 of this subtitle, or, if the Secretary determines that a substantial number of milk producers are not members of, or their interests are not represented by, any such eligible organization, then from nominations made by such milk producers in the manner authorized by the Secretary. In making such appointments, the Secretary shall take into account, to the extent practicable, the geographical distribution of milk production volume throughout the United States. In determining geographic representation, whole States shall be considered as a unit. A region may be represented by more than one director and a region may be made up of more than one State. The term of appointment to the Board shall be for three years with no member serving more than two consecutive terms, except that initial appointments shall be proportionately for one-year, two-year, and three-year terms. The Board shall appoint from its members an executive committee whose membership shall equally reflect each of the different regions in the United States in which milk is produced. The executive committee shall have such duties and powers as are conferred upon it by the Board. Board members shall serve without compensation, but shall be reimbursed for their reasonable expenses incurred in performing their duties as members of the Board including a per diem allowance as recommended by the Board and approved by the Secretary.

Powers and duties.

(c) The order shall define the powers and duties of the Board that shall include only the powers enumerated in this section. These shall include, in addition to the powers set forth elsewhere in this section, the powers to (1) receive and evaluate, or on its own initiative develop, and budget for plans or projects to promote the use of fluid milk and dairy products as well as projects for research and nutrition education and to make recommendations to the Secretary regarding such proposals, (2) administer the order in accordance with its terms and provisions, (3) make rules and regulations to effectuate the terms and provisions of the order, (4) receive, investigate, and report to the Secretary complaints of violations of the order, and (5) recommend to the Secretary amendments to the order. The Board shall solicit, among others, research proposals that would increase the use of fluid milk and dairy products by the military and by persons in developing nations, and that would demonstrate the feasibility of converting surplus nonfat dry milk to casein for domestic and export use.

(d) The order shall provide that the Board shall develop and submit to the Secretary for approval any promotion, research, or nutrition education plan or project and that any such plan or project must be approved by the Secretary before becoming effective.

Budget approval.

(e) The order shall require the Board to submit to the Secretary for approval budgets on a fiscal period basis of its anticipated expenses and disbursements in the administration of the order, including projected costs of dairy products promotion and research projects.

Agreements.

(f) The order shall provide that the Board, with the approval of the Secretary, may enter into agreements for the development and conduct of the activities authorized under the order as specified in subsection (a) and for the payment of the cost thereof with funds collected through assessments under the order. Any such agreement shall provide that (1) the contracting party shall develop and submit to the Board a plan or project together with a budget or budgets that shall show estimated costs to be incurred for such plan or project, (2) the plan or project shall become effective upon the approval of the Secretary, and (3) the contracting party shall keep accurate records of all of its transactions, account for funds received and expended, and make periodic reports to the Board of activities conducted, and such other reports as the Secretary or the Board may require.

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Assessments.

(g) The order shall provide that each person making payment to a producer for milk produced in the United States and purchased from the producer shall, in the manner as prescribed by the order, collect an assessment based upon the number of hundredweights of milk for commercial use handled for the account of the producer and remit the assessment to the Board. The assessment shall be used for payment of the expenses in administering the order, with provision for a reasonable reserve, and shall include those administrative costs incurred by the Department after an order has been promulgated under this subtitle. The rate of assessment prescribed by the order shall be 15 cents per hundredweight of milk for commercial use or the equivalent thereof. A milk producer or the producer's cooperative who can establish that the producer is participating in active, ongoing qualified State or regional dairy product promotion or nutrition education programs intended to increase consumption of milk and dairy products generally shall receive credit in determining the assessment due from such producer for contributions to such programs of up to 10 cents per hundredweight of milk marketed or, for the period ending six months after the date of enactment of this Act, up to the aggregate rate in effect on the date of enactment of this Act of such contributions to such programs (but not to exceed 15 cents per hundredweight of milk marketed) if such aggregate rate exceeds 10 cents per hundredweight of milk marketed. Any person marketing milk of that person's own production directly to consumers shall remit the assessment directly to the Board in the manner prescribed by the order.

Records and reports.

(h) The order shall require the Board to (1) maintain such books and records (which shall be available to the Secretary for inspection and audit) as the Secretary may prescribe, (2) prepare and submit to the Secretary, from time to time, such reports as the Secretary may prescribe, and (3) account for the receipt and disbursement of all funds entrusted to it.

Investments.

(i) The order shall provide that the Board, with the approval of the Secretary, may invest, pending disbursement under a plan or project, funds collected through assessments authorized under this subtitle only in obligations of the United States or any agency thereof, in general obligations of any State or any political subdivision thereof, in any interest-bearing account or certificate of deposit of a bank that is a member of the Federal Reserve System, or in obligations fully guaranteed as to principal and interest by the United States.

Governmental policy, restriction of influence.

(j) The order shall prohibit any funds collected by the Board under the order from being used in any manner for the purpose of influencing governmental policy or action except as provided by subsection (c)(5).

Records and reports.

Information, confidentiality.

Violations and penalties.

(k) The order shall require that each person receiving milk from farmers for commercial use, and any person marketing milk of that person's own production directly to consumers, maintain and make available for inspection such books and records as may be required by the order and file reports at the time, in the manner, and having the content prescribed by the order. Such information shall be made available to the Secretary as is appropriate to the administration or enforcement of this subtitle, or any order or regulation issued under this subtitle. All information so obtained shall be kept confidential by all officers and employees of the Department, and only such information so obtained as the Secretary deems relevant may be disclosed by them and then only in a suit or administrative hearing brought at the request of the Secretary, or to which the Secretary or any officer of the United States is a party, and involving the order with reference to which the information to be disclosed was obtained. Nothing in this subsection may be deemed to prohibit (1) the issuance of general statements, based upon the reports, of the number of persons subject to an order or statistical data collected therefrom, which statements do not identify the information furnished by any person, or (2) the publication, by direction of the Secretary, of the name of any person violating any order, together with a statement of the particular provisions of the order violated by such person. No information obtained under the authority of this subtitle may be made available to any agency or officer of the Federal Government for any purpose other than the implementation of this subtitle and any investigatory or enforcement action necessary for the implementation of this subtitle. Any person violating the provisions of this subsection shall, upon conviction, be subject to a fine of not more than $1,000, or to imprisonment for not more than one year, or both, and, if an officer or employee of the Board or the Department, shall be removed from office.

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(l) The order shall provide terms and conditions, not inconsistent with the provisions of this subtitle, as necessary to effectuate the provisions of the order.

CERTIFICATION OF ORGANIZATIONS

7 USC 4505.

SEC. 114. (a) The eligibility of any organization to represent milk producers, and to participate in the making of nominations under section 113 of this subtitle shall be certified by the Secretary. The Secretary shall certify any organization that the Secretary determines meets the eligibility criteria established by the Secretary under this section and the Secretary's determination as to eligibility shall be final.

(b) Certification shall be based, in addition to other available information, on a factual report submitted by the organization, which shall contain information deemed relevant and specified by the Secretary, including, but not limited to, the following:

(1) geographic territory covered by the organization's active membership;

(2) nature and size of the organization's active membership including the proportion of the total number of active milk producers represented by the organization;

(3) evidence of stability and permanency of the organization;

(4) sources from which the organization's operating funds are derived;

(5) functions of the organization; and

(6) the organization's ability and willingness to further the aims and objectives of this subtitle.

The primary considerations in determining the eligibility of an organization shall be whether its membership consists primarily of milk producers who produce a substantial volume of milk and whether the primary or overriding interest of the organization is in the production or processing of fluid milk and dairy products and promotion of the nutritional attributes of fluid milk and dairy products.

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REQUIREMENT OF REFERENDUM

7 USC 4506.

SEC. 115. (a) Within the sixty-day period immediately preceding September 30, 1985, the Secretary shall conduct a referendum among producers who, during a representative period (as determined by the Secretary), have been engaged in the production of milk for commercial use for the purpose of ascertaining whether the order then in effect shall be continued. Such order shall be continued only if the Secretary determines that it has been approved by not less than a majority of the producers voting in the referendum, who during a representative period (as determined by the Secretary) have been engaged in the production of milk for commercial use. If continuation of the order is not approved by a majority of the producers voting in the referendum, the Secretary shall terminate collection of assessments under the order within six months after the Secretary determines that such action is favored by a majority of the producers voting in the referendum and shall terminate the order in an orderly manner as soon as practicable after such determination.

Expenses, reimbursement.

(b) The Secretary shall be reimbursed from assessments collected by the Board for any expenses incurred by the Department in connection with the conduct of any referendum under this section and section 116, except for the salaries of Government employees.

SUSPENSION AND TERMINATION OF ORDERS

7 USC 4507.

SEC. 116. (a) After September 30, 1985, the Secretary shall, whenever the Secretary finds that any order issued under this subtitle or any provision thereof obstructs or does not tend to effectuate the declared policy of this subtitle, terminate or suspend the operation of such order or such provisions thereof.

Referendum.

(b) After September 30, 1985, the Secretary may conduct a referendum at any time, and shall hold a referendum on request of a representative group comprising 10 per centum or more of the number of producers subject to the order, to determine whether the producers favor the termination or suspension of the order. The Secretary shall suspend or terminate collection of assessments under the order within six months after the Secretary determines that suspension or termination of the order is favored by a majority of the producers voting in the referendum who, during a representative period (as determined by the Secretary), have been engaged in the production of milk for commercial use and shall terminate the order in an orderly manner as soon as practicable after such determination.

(c) The termination or suspension of any order, or any provision thereof, shall not be considered an order within the meaning of this subtitle.

COOPERATIVE ASSOCIATION REPRESENTATION

7 USC 4508.

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SEC. 117. Whenever, under the provisions of this subtitle, the Secretary is required to determine the approval or disapproval of producers, the Secretary shall consider the approval or disapproval by any cooperative association of producers, engaged in a bona fide manner in marketing milk or the products thereof, as the approval or disapproval of the producers who are members of or under contract with such cooperative association of producers. If a cooperative association of producers elects to vote on behalf of its members, such cooperative association shall provide each producer, on whose behalf the cooperative association is expressing approval or disapproval, a description of the question presented in the referendum together with a statement of the manner in which the cooperative association intends to cast its vote on behalf of the membership. Such information shall inform the producer of procedures to follow to cast an individual ballot should the producer so choose within the period of time established by the Secretary for casting ballots. Such notification shall be made at least thirty days prior to the referendum and shall include an official ballot. The ballots shall be tabulated by the Secretary and the vote of the cooperative association shall be adjusted to reflect such individual votes.

PETITION AND REVIEW

7 USC 4509.

Hearing.

SEC. 118. (a) Any person subject to any order issued under this subtitle may file with the Secretary a petition stating that any such order or any provision of such order or any obligation imposed in connection therewith is not in accordance with law and requesting a modification thereof or an exemption therefrom. The petitioner shall thereupon be given an opportunity for a hearing on the petition, in accordance with regulations issued by the Secretary. After such hearing, the Secretary shall make a ruling on the petition, which shall be final if in accordance with law.

U.S. district courts, jurisdiction.

(b) The district courts of the United States in any district in which such person is an inhabitant or carries on business are hereby vested with jurisdiction to review such ruling, if a complaint for that purpose is filed within twenty days from the date of the entry of such ruling. Service of process in such proceedings may be had on the Secretary by delivering a copy of the complaint to the Secretary. If the court determines that such ruling is not in accordance with law, it shall remand such proceedings to the Secretary with directions either (1) to make such ruling as the court shall determine to be in accordance with law, or (2) to take such further proceedings as, in its opinion, the law requires.

ENFORCEMENT

7 USC 4510.

SEC. 119. (a) The district courts of the United States are vested with jurisdiction specifically to enforce, and to prevent and restrain any person from violating, any order or regulation made or issued under this subtitle. Any civil action authorized to be brought under this subsection shall be referred to the Attorney General for appropriate action, except that the Secretary is not required to refer to the Attorney General minor violations of this subtitle whenever the Secretary believes that the administration and enforcement of this subtitle would be adequately served by suitable written notice or warning to any person committing such violation.

Violations and penalties.

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(b) Any person who willfully violates any provision of any order issued by the Secretary under this subtitle shall be assessed a civil penalty by the Secretary of not more than $1,000 for each such violation and, in the case of a willful failure to pay, collect, or remit the assessment as required by the order, in addition to the amount due, a penalty equal to the amount of the assessment on the quantity of milk as to which the failure applies. The amount of any such penalty shall accrue to the United States and may be recovered in a civil suit brought by the United States.

(c) The remedies provided in subsections (a) and (b) of this section shall be in addition to, and not exclusive of, other remedies that may be available.

INVESTIGATIONS; POWER TO SUBPENA AND TAKE OATHS AND AFFIRMATIONS; AID OF COURTS

7 USC 4511.

SEC. 120. The Secretary may make such investigations as the Secretary deems necessary for the effective administration of this subtitle or to determine whether any person subject to the provisions of this subtitle has engaged or is about to engage in any act that constitutes or will constitute a violation of any provision of this subtitle or of any order, or rule or regulation issued under this subtitle. For the purpose of such investigation, the Secretary may administer oaths and affirmations, subpena witnesses, compel their attendance, take evidence, and require the production of any records that are relevant to the inquiry. Such attendance of witnesses and the production of any such records may be required from any place in the United States. In case of contumacy by, or refusal to obey a subpena to, any person, the Secretary may invoke the aid of any court of the United States within the jurisdiction of which such investigation or proceeding is carried on, or where such person resides or carries on business, in requiring the attendance and testimony of witnesses and the production of records. The court may issue an order requiring such person to appear before the Secretary to produce records or to give testimony touching the matter under investigation. Any failure to obey such order of the court may be punished by such court as a contempt thereof. Process in any such case may be served in the judicial district in which such person is an inhabitant or wherever such person may be found.

ADMINISTRATIVE PROVISIONS

7 USC 4512.

SEC. 121. (a) Nothing in this subtitle may be construed to preempt or supersede any other program relating to dairy product promotion organized and operated under the laws of the United States or any State.

(b) The provisions of this subtitle applicable to orders shall be applicable to amendments to orders.

AUTHORIZATION

7 USC 4513.

SEC. 122. There are hereby authorized to be appropriated such funds as are necessary to carry out the provisions of this subtitle. The funds so appropriated shall not be available for payment of the expenses or expenditures of the Board in administering any provisions of any order issued under the terms of this subtitle.

TITLE II—TOBACCO

Tobacco Adjustment Act of 1983.

SHORT TITLE

7 USC 1421 note.

SEC. 201. This title may be cited as the "Tobacco Adjustment Act of 1983".

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PRICE SUPPORT ADJUSTMENTS

Ante, p. 296.

SEC. 202. Effective for the 1984 and subsequent crops of tobacco, section 106 of the Agricultural Act of 1949 (7 U.S.C. 1445) is amended by adding at the end thereof the following new subsections:

"(f) Notwithstanding the foregoing provisions of this section—

"(1) For the 1984 crop of Flue-cured tobacco, the support level shall be the level in cents per pound at which the 1982 crop was supported.

"(2) For the 1985 crop of Flue-cured tobacco, the support level shall be the level in cents per pound at which the 1982 crop was supported, plus or minus, respectively, the amount by which (A) the support level for the 1985 crop, as determined under subsection (b), is greater or less than (B) the support level for the 1984 crop, as determined under subsection (b), as that difference may be adjusted by the Secretary under subsection (d) if the support level under clause (A) is greater than the support level under clause (B), except that the support level for the 1985 crop shall be the level in cents per pound at which the 1982 crop was supported if the support level as determined under subsection (b) for the 1985 crop would not be more than 5 per centum greater than the support level as determined under subsection (b) for the 1984 crop.

"(3) For the 1984 crop of any kind of tobacco (other than Flue-cured tobacco) for which marketing quotas are in effect or are not disapproved by producers and for the 1985 crop of any kind of tobacco (other than Flue-cured and Burley tobacco) for which marketing quotas are in effect or are not disapproved by producers, the Secretary shall establish the support level at such level as will not narrow the normal price support differential between Flue-cured tobacco and such other kind of tobacco. Before establishing the support level under this paragraph for any such kind of tobacco the Secretary shall publish in the Federal Register a notice of the level the Secretary proposes to establish and give an opportunity for the public to comment on the proposal. In determining the level to be established under this paragraph for a particular kind of tobacco, the Secretary shall take into consideration the cost of producing such kind of tobacco, the supply and demand conditions for such kind of tobacco, the comments received in response to the public notice of the proposal, and such other relevant factors as the Secretary determines appropriate.

Publication in Federal Register. Public comment.

"(4) For the 1985 crop of Burley tobacco and for the 1986 and each subsequent crop of any kind of tobacco for which marketing quotas are in effect or are not disapproved by producers, the support level shall be the level in cents per pound at which the immediately preceding crop was supported (or if the level for that crop was adjusted under subsection (g) the level at which such crop would have been supported without regard to any adjustment under subsection (g)), plus or minus, respectively, the amount by which (A) the support level for the crop for which the determination is being made, as determined under subsection (b), is greater or less than (B) the support level for the immediately preceding crop, as determined under subsection (b), as that difference may be adjusted by the Secretary under subsection (d) if the support level under clause (A) is greater than the support level under clause (B).

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"(g)(1) Except as provided in paragraph (2), notwithstanding the provisions of subsections (d) and (f) and section 403, the Secretary, if requested by the board of directors of the association through which price support for Flue-cured tobacco is made available to producers, may (1) designate for any crop certain grades of Flue-cured tobacco that are eligible for price support (but representing in the aggregate not more than 25 per centum of the total quantity of the Flue-cured tobacco crop that the Secretary estimates will be produced) that the Secretary determines are of such quantity or quality as to impair their marketability, and (2) without regard to the weighted average of the support rates for eligible grades of Flue-cured tobacco determined under the proviso to the first sentence of subsection (d), further reduce the support rates for such grades to the extent the Secretary deems necessary to reflect their market value, but in no event by more than 12 per centum of the respective support rates that would otherwise be established under this section.

"(2) Any reduction in the support rates for grades of Flue-cured tobacco under this subsection shall not be considered in determining the support levels for subsequent years.".

ELIMINATION OF DOUBLE ASSESSMENT; USE OF FUND

SEC. 203. Section 106A(d) of the Agricultural Act of 1949 (7 U.S.C. 1445-1(d)) is amended by—

(1) in paragraph (2), striking out "and subsequent crops" and inserting in lieu thereof "crop only"; and

(2) in paragraph (3), inserting before the semicolon at the end thereof the following: ": *Provided,* That, notwithstanding any other provision of law, use by the association of moneys in the Fund, including interest and other earnings, for the purposes of reducing the association's outstanding indebtedness to the Corporation associated with 1982 and subsequent crops of quota tobacco and making loan advances to producers is authorized, and use of such moneys for any other purposes that will be mutually beneficial to producers who contribute to the Fund and to the Corporation, shall, if approved by the Secretary, be considered an appropriate use of the Fund".

NO NET COST TOBACCO ACCOUNT—FLUE-CURED TOBACCO

SEC. 204. Section 106B(a) of the Agricultural Act of 1949 (7 U.S.C. 1445-2(a)) is amended by—

(1) in paragraph (1), striking out ", except that the term does not include such an association that has entered into such an agreement to make price support available to producers of Flue-cured tobacco"; and

(2) in paragraph (5), striking out "except Flue-cured tobacco".

LEASE AND TRANSFER OF FLUE-CURED TOBACCO; FORFEITURE OF ALLOTMENT AND QUOTA

SEC. 205. (a) Effective for the 1984 and subsequent crops of tobacco, section 316(a)(1) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314b(a)(1)) is amended to read as follows:

"(a)(1) Notwithstanding any other provision of law—

97 STAT. 1146

"(A)(i) The Secretary, if the Secretary determines that it will not impair the effective operation of the tobacco marketing quota or price support program, may permit the owner and operator of any farm for which a tobacco acreage allotment (other than a Burley, Flue-cured, dark air-cured, Fire-cured, Virginia sun-cured and cigar-binder, type 54 or 55 tobacco acreage allotment) is established under this Act to lease and transfer all or any part of such allotment to any other owner or operator of a farm in the same county for use in such county on a farm having a current tobacco allotment of the same kind.

"(ii) The Secretary shall, only with respect to the 1984 through 1986 crops of Flue-cured tobacco, permit the owner of a farm to which a Flue-cured tobacco acreage allotment or quota is assigned under this Act to lease and transfer all or any part of such allotment or quota to any other owner or operator of a farm in the same county for use in such county on a farm having a current Flue-cured tobacco acreage allotment or quota except that for the 1985 and 1986 crops such lease and transfer shall be permitted only if (except as otherwise provided in paragraph (2)(A)) the parties to the lease file a copy of the lease agreement with the county committee for the county in which the farms are located, together with a written statement certifying that none of the consideration for the lease has been or will be paid to the lessor, either directly or indirectly in any form including a loan by the lessee to the lessor, the endorsement of a note by the lessee for the lessor, or any other similar arrangement which represents the anticipated income for the lease, prior to the marketing of the tobacco produced under the lease and that the lease and transfer is otherwise in compliance with the provisions of this section. Beginning with the 1985 crop, the Secretary shall promulgate regulations establishing, insofar as is reasonably practicable, a similar requirement providing that none of the consideration for the lease of any Flue-cured tobacco

Regulations.

acreage allotment and quota may be paid to the lessor prior to the marketing of the tobacco produced under the lease. The Secretary shall also require that any seller of a Flue-cured tobacco allotment and quota grant to the buyer an option to make payment therefore in equal annual installments payable each fall for a period not to exceed five years from the year in which the sale is made. With respect to the 1987 and subsequent crops of Flue-cured tobacco, the Secretary shall not permit the lease and transfer of Flue-cured tobacco acreage allotments and quotas.

Notice; hearing.

"(B) If, after notice and opportunity for a hearing, the county committee determines that the lessee or the lessor of a Flue-cured tobacco acreage allotment or quota knowingly made a false statement in the written statement filed under subparagraph (A), (i) in the case of a false statement knowingly made by the lessee, the lease agreement for purposes of the Flue-cured tobacco marketing quota program with respect to the lessee's farm shall be considered null and void as of the date approved by the county committee or (ii) in the case of a false statement knowingly made by the lessor, the Flue-cured tobacco allotment and quota next established for the farm of the lessor shall be reduced by the percentage which the leased allotment or quota was of the total Flue-cured tobacco allotment or quota for the farm. Notice of any determination made by the county committee under the preceding provision shall be mailed as soon as practicable to the lessee or lessor involved. If the lessee or lessor is dissatisfied with such determination, the lessee or lessor may request, within fifteen days after notice of such determination is mailed, a review of such determination by a local review committee under section 363 of this Act.".

97 STAT. 1147

Review.

7 USC 1363.

(b) Effective for the 1984 and subsequent crops of tobacco, section 317 of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314c) is amended by inserting at the end thereof the following new subsection:

"(k)(1) Notwithstanding any other provision of law, any person who, on or after January 1, 1986, owns a farm for which a Flue-cured tobacco acreage allotment or marketing quota is established under this Act shall, subject to paragraph (2) of this subsection, forfeit such allotment or quota after February 15 of any year immediately following the last year of the three-year period immediately preceding the year for which the determination is being made in which Flue-cured tobacco has not been planted or considered planted on such farm during at least two years out of such three-year period.

"(2) The allotment or quota specified in paragraph (1) of this subsection shall be forfeited if, after notice and opportunity for a hearing, the appropriate county committee determines that the conditions for forfeiture specified in such paragraph exist. Any allotment or quota so forfeited shall be reallocated by such county committee for use by active Flue-cured tobacco producers (as defined in section 316(g)(1) of this Act) in the county involved.

7 USC 1314b.

"(3) Notice of any determination made by the county committee under paragraph (2) of this subsection shall be mailed, as soon as practicable, to the person involved. If such person is dissatisfied with such determination, such person may request, within fifteen days after notice of such determination is mailed, a review of such determination by a local review committee under section 363 of this Act.".

Review.

7 USC 1363.

CONFORMING AMENDMENTS

SEC. 206. (a) Effective for the 1984 and subsequent crops of tobacco, section 316(c) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314b(c)) is amended by striking out the second through the sixth sentences.

(b) Effective for the 1987 and subsequent crops of tobacco, section 316 of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314b), as amended by subsection (a), is further amended by—

(1) in subsection (a), striking out paragraph (2);

(2) in subsection (e)(1), striking out "or, in the case of Flue-cured tobacco," and inserting in lieu thereof "or, in the case of the sale of a Flue-cured tobacco acreage allotment or poundage quota,"; and

(3) in subsection (g)(2), striking out the second sentence.

97 STAT. 1148

MANDATORY SALE OF ALLOTMENTS AND QUOTAS BY NON-FARMING ENTITIES

SEC. 207. (a) Section 316A(a) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314b–1(a)) is amended by—

(1) inserting after "individual" the following: ", any partnership, any family farm corporation, any trust, estate or similar fiduciary account with respect to which the beneficial interest is in one or more individuals, or any educational institution that uses a Flue-cured acreage allotment or quota for instructional or demonstration purposes"; and

(2) striking out "1983" and inserting in lieu thereof "1984".

(b) Section 316B(a) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314b–2(a)) is amended by—

(1) striking out clause (2) and inserting in lieu thereof "(2) does not use the land on the farm for agricultural purposes, or does not use its Burley marketing quota for educational, instructional, or demonstration purposes;";

(2) striking out "1983" and inserting in lieu thereof "1984"; and

(3) adding at the end thereof the following sentence: "Notwithstanding the foregoing provisions of this subsection, any person to whom this subsection, as in effect prior to the enactment of the Tobacco Adjustment Act of 1983, applies and who—

Ante, p. 1143.

"(A) is required to sell or forfeit the marketing quota by December 1, 1983, because the person was not significantly involved in the management or use of the land for agricultural purposes, but

"(B) would be eligible to retain the marketing quota under this subsection, as amended by the Tobacco Adjustment Act of 1983,

may, if the person elects to do so, sell such person's marketing quota if a record of the transfer is filed with the county committee by February 1, 1984.".

FLUE-CURED MARKETING QUOTA ANNOUNCEMENT DATE

SEC. 208. Section 317(d) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314c(d)) is amended by striking out "December 1" and "February 1" each time they appear in the first and sixth sentences and inserting in lieu thereof "December 15" and "March 1", respectively.

RESERVE FOR NEW FLUE-CURED TOBACCO GROWERS; FARM YIELD

SEC. 209. (a) The second sentence of section 317(e) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314c(e)) is amended by—

(1) striking out "1 per centum" and inserting in lieu thereof "3 per centum"; and

(2) inserting "(except that not less than two-thirds of such reserve shall be for new farms)" immediately before the period at the end thereof.

(b) The last sentence of section 317(e) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314c(e)) is amended by striking out the phrase ", and shall not exceed the community average yield".

97 STAT. 1149

DETERMINATION OF FLUE-CURED TOBACCO PLANTED ACREAGE

SEC. 210. Section 317 of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314c), as amended by section 205 of this Act, is further amended by adding at the end thereof the following new subsection:

"(l) The Secretary shall determine the acreage planted to Flue-cured tobacco on each farm whenever an acreage-poundage program for Flue-cured tobacco is in effect under this section.".

LIMIT ON THE LEASE OF BURLEY QUOTA; PROHIBITION AGAINST FALL LEASING

SEC. 211. Effective for the 1984 and subsequent crops of tobacco, section 319(g) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314e(g)) is amended by striking out the third proviso and inserting in lieu thereof the following new provisos: "*Provided further*, That not more than fifteen thousand pounds of Burley tobacco quota may be leased and transferred to any farm under this section: *Provided further*, That a lease and transfer of Burley tobacco quota shall not be effective for any crop year unless a record of the transfer is filed with the county committee not later than July 1 of that crop year:".

COMBINATION OF FARMS WITH BURLEY QUOTA

SEC. 212. (a) Section 318(b) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1314d(b)) is amended by inserting "except as provided in section 379(b) of this Act," immediately after "(1)".

(b) Section 379 of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1379) is amended by—

(1) inserting "(a)" immediately after the section designation; and

(2) adding at the end thereof a new subsection as follows:

"(b) In any case in which two or more tracts of land are located in contiguous counties in the same State and are owned by the same person, the Secretary shall permit such tracts to be combined as one farm if (1) a Burley tobacco poundage quota is established for one or more of such tracts, and (2) the relevant county committees determine that such tracts will be operated as a single farming unit.".

IMPORTED TOBACCO

7 USC 511r. Inspection.

SEC. 213. (a) Notwithstanding any other provision of law—

(1) All tobacco offered for importation into the United States, except tobacco described in paragraph (2), shall be inspected, insofar as practicable, for grade and quality as tobacco marketed through a warehouse in the United States is inspected for grade and quality.

Certification. 19 USC 1202 note.

(2) Cigar tobacco and oriental tobacco (both as provided for in Schedule 1, Part 13, Tariff Schedules of the United States) offered for importation into the United States shall be accompanied by a certification by the importer, in such form as the Secretary of Agriculture may prescribe, stating the kind and type of such tobacco, and, in the case of cigar tobacco, that such tobacco will be used solely in the manufacture or production of cigars.

Standards.

(b) The Secretary of Agriculture shall establish grade and quality standards for the purposes of subsection (a)(1) that are, insofar as practicable, the same as those applicable to tobacco marketed through a warehouse in the United States.

97 STAT. 1150

Denial of entry.

(c) Any tobacco described in subsection (a)(2) that is not accompanied by the certification required by that subsection shall not be permitted entry into the United States. The provisions of section 1001 of title 18, United States Code, shall be applicable with respect to any certification made by an importer under such subsection.

Enforcement. Regulations.

(d) The Secretary of Agriculture shall enforce the provisions of subsection (a) at the point of entry of tobacco offered for importation into the United States. The Secretary shall by regulation fix and collect from the importer fees and charges for inspection under subsection (a)(1) which shall, as nearly as practicable, cover the costs of such services, including the administrative and supervisory costs customarily included by the Secretary in user fee calculations. The fees and charges, when collected, shall be credited to the current appropriation account that incurs the cost and shall be available without fiscal year limitation to pay the expenses of the Secretary incident to providing services under subsection (a)(1).

TITLE III—DAIRY REPORTS AND OTHER PROVISIONS

DAIRY REPORTS

Submittal to congressional committees.
7 USC 4514.
California standards, national applicability.

SEC. 301. The Secretary of Agriculture shall submit to the House Committee on Agriculture and the Senate Committee on Agriculture, Nutrition, and Forestry the following reports:

(1) Not later than July 1, 1984, a report on the effect of applying, nationally, standards similar to the current California standards for fluid milk products in their final consumer form, as they would relate to—

(A) consumer acceptance, overall consumer consumption trends, and total per capita consumption;

(B) nutritional augmentation, particularly for young and older Americans;

(C) implementing improved interagency enforcement of minimum standards to prevent consumer fraud and deception;

(D) multiple component pricing for producer milk;

(E) reduced Commodity Credit Corporation purchases;

(F) consistency of product quality throughout the year and between marketing regions of the United States; and

(G) consumer prices.

Parity formula.
Payment limit.

(2) Not later than December 31, 1984, a report on (A) recommendations for changes in the application of the parity formula to milk so as to make the formula more consistent with modern production methods and with special attention to the cost of producing milk as a result of changes in productivity, and (B) the feasibility of imposing a limitation on the total amount of payments and other assistance a producer of milk may receive during a year under section 201(d) of the Agricultural Act of 1949 (7 U.S.C. 1446(d)).

(3) Not later than April 15, 1985, a report on the effectiveness of the paid diversion program carried out under section 201(d) of the Agricultural Act of 1949.

(4) Not later than July 1, 1985, and July 1 of each year after the date of enactment of this title, an annual report describing activities conducted under the dairy products promotion and research order issued under subtitle B of title I of this Act, and accounting for the receipt and disbursement of all funds received by the National Dairy Promotion and Research Board under such order including an independent analysis of the effectiveness of the program.

97 STAT. 1151

Ante, p. 1136.

BARTER OF DAIRY AND OTHER COMMODITIES

7 USC 1727g note.

SEC. 302. (a) It is the sense of Congress that the Secretary of Agriculture should exchange or barter, to the maximum extent practicable under the provisions of law specified in subsection (b), commodities (especially dairy products) owned by the Commodity Credit Corporation for materials, goods, and equipment produced in foreign countries.

(b) The provisions of law referred to in subsection (a) are—

(1) section 4(h) of the Commodity Credit Corporation Charter Act (15 U.S.C. 714b(h)),

(2) section 310 of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1692), and

7 USC 1727g.

(3) section 416 of the Agricultural Act of 1949 (7 U.S.C. 1431).

EMERGENCY FEED ASSISTANCE

7 USC 1427 note.

SEC. 303. (a) As used in this section—

"Damaged corn."

(1) the term "damaged corn" means corn that is classified as U.S. No. 4, U.S. No. 5, or U.S. Sample grade under section 810.353 of title 7, Code of Federal Regulations; and

"Eligible farmers and ranchers."

(2) the term "eligible farmers and ranchers" means farmers and ranchers who are eligible to receive loans under section 321 of the Consolidated Farm and Rural Development Act (7 U.S.C. 1961).

(b) To assist eligible farmers and ranchers in areas that have been adversely affected by the drought, hot weather, or related disaster to preserve and maintain foundation herds of livestock and poultry (including their offspring), the Secretary of Agriculture shall make damaged corn held by the Commodity Credit Corporation available to such farmers and ranchers in accordance with section 407 of the Agricultural Act of 1949 (7 U.S.C. 1427).

(c) In making damaged corn available to such farmers and ranchers under this section, the Secretary shall offer the damaged corn held by the Corporation at a price that is equal to 75 per centum of the current basic county loan rate for such corn in effect under the Agricultural Act of 1949 (or a comparable price if there is no such current basic county loan rate).

7 USC 1421 note.

(d) The Secretary shall make damaged corn available for sale, as provided under this section, until September 30, 1984, or the date, as determined by the Secretary, on which any emergency created by the drought, hot weather, or related disaster no longer exists.

EGG INDUSTRY MARKETING ORDERS

SEC. 304. The Agricultural Adjustment Act (7 U.S.C. 601 et seq.), reenacted with amendments by the Agricultural Marketing Agreement Act of 1937, is amended by—

7 USC 674.
7 USC 608c.

(1) striking out in the first sentence of section 8c(2) "poultry (but not excepting turkeys), eggs (but not excepting turkey hatching eggs)," and inserting in lieu thereof "poultry (but not excepting turkeys and not excepting poultry which produce commercial eggs),"; and

97 STAT. 1152

7 USC 608c.

(2) inserting in subsection (I) of section 8c(6) after the word "pecans," and before the word "avocados,", the word "eggs,".

SEPARABILITY

7 USC 1421 note.

SEC. 305. Except as otherwise provided in this Act, if any provision of this Act or the application thereof to any person or circumstances is held invalid, the validity of the remainder of this Act and of the application of such provision to other persons and circumstances shall not be affected thereby.

Approved November 29, 1983.

LEGISLATIVE HISTORY—H.R. 3385 (H.R. 4196) (S. 1529):

HOUSE REPORTS: No. 98-289 (Comm. on Agriculture) and No. 98-556 (Comm. of Conference).
SENATE REPORT No. 98-163 accompanying S. 1529 (Comm. on Agriculture, Nutrition, and Forestry).
CONGRESSIONAL RECORD, Vol. 129 (1983):
July 18, 19, considered and passed House.
Oct. 5, 6, S. 1529 considered in Senate.
Oct. 7, H.R. 3385 considered and passed Senate, amended.
Nov. 7, 9, H.R. 4196 considered and passed House.
Nov. 9, House agreed to Senate amendments to H.R. 3385 with amendments.
Nov. 17, Senate agreed to conference report.
Nov. 18, House agreed to conference report.

Public Law 98-201
98th Congress

97 STAT. 1379

An Act

To amend the provisions of the Federal Insecticide, Fungicide, and Rodenticide Act relating to the scientific advisory panel and to extend the authorization for appropriations for such Act.

Dec. 2, 1983
[H.R. 2785]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Federal Insecticide, Fungicide, and Rodenticide Act, amendment.

SCIENTIFIC ADVISORY PANEL

SECTION 1. Section 25(d) of the Federal Insecticide, Fungicide, and Rodenticide Act is amended by—

7 USC 136w.

Publication in Federal Register.

(1) amending the fourth sentence to read as follows: "The comments, evaluations, and recommendations of the advisory panel submitted under this subsection and the response of the Administrator shall be published in the Federal Register in the same manner as provided for publication of the comments of the Secretary of Agriculture under such sections.";

Membership.

(2) striking out the eighth sentence and inserting in lieu thereof the following: "The panel referred to in this subsection shall consist of 7 members appointed by the Administrator from a list of 12 nominees, 6 nominated by the National Institutes of Health and 6 by the National Science Foundation, utilizing a system of staggered terms of appointment. Members of the panel shall be selected on the basis of their professional qualifications to assess the effects of the impact of pesticides on health and the environment. To the extent feasible to insure multidisciplinary representation, the panel membership shall include representation from the disciplines of toxicology, pathology, environmental biology, and related sciences. If a vacancy occurs on the panel due to expiration of a term, resignation, or any other reason, each replacement shall be selected by the Administrator from a group of 4 nominees, 2 submitted by each of the nominating entities named in this subsection. The Administrator may extend the term of a panel member until the new member is appointed to fill the vacancy. If a vacancy occurs due to resignation, or reason other than expiration of a term, the Administrator shall appoint a member to serve during the unexpired term utilizing the nomination process set forth in this subsection. Should the list of nominees provided under this subsection be unsatisfactory, the Administrator may request an additional set of nominees from the nominating entities."; and

(3) striking out in the third from the last sentence "September 30, 1981" and inserting in lieu thereof "September 30, 1987".

EXTENSION OF THE AUTHORIZATION FOR APPROPRIATIONS

SEC. 2. Section 31 of the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 136y) is amended by adding at the end thereof a new sentence as follows: "There are hereby authorized to be appropriated to carry out the provisions of this Act for the period beginning October 1, 1983, and ending September 30, 1984, such sums as may be necessary, but not in excess of $64,200,000.".

Approved December 2, 1983.

LEGISLATIVE HISTORY—H.R. 2785:

HOUSE REPORT No. 98-104 (Comm. on Agriculture).
CONGRESSIONAL RECORD, Vol. 129 (1983):
May 17, considered and passed House.
Nov. 18, considered and passed Senate.

97 STAT. 1385

Public Law 98-204
98th Congress

An Act

Dec. 2, 1983
[H.R. 4252]

To suspend the noncash benefit requirement for the Puerto Rico nutrition assistance program, to provide States with greater flexibility in the administration of the food stamp program, and for other purposes.

Puerto Rico, nutrition assistance program.
Food stamp program.
Study.
7 USC 2028 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That effective for the period beginning January 1, 1984, and ending September 30, 1985, section 19(a)(1)(A) of the Food Stamp Act of 1977 (7 U.S.C. 2028(a)(1)(A)) is amended by striking out "noncash".

SEC. 2. The Secretary of Agriculture shall conduct a study of the food assistance program in Puerto Rico carried out under section 19 of the Food Stamp Act of 1977 (7 U.S.C. 2028) which shall include (1) an assessment of its impact on the adequacy of the nutritional level of the diets of households receiving food assistance in the form of cash rather than in a noncash form, (2) an assessment of the expenditure levels for food of such households, and (3) any other factors the Secretary considers appropriate. The Secretary shall submit a final report of the findings of the study to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate no later than March 1, 1985.

Report to congressional committees.

Waiver.

SEC. 3. Section 3(c) of the Food Stamp Act of 1977 (7 U.S.C. 2012(c)) is amended by—

(1) by striking out "the limit of twelve months may be waived by the Secretary to improve the administration of the program" in the second sentence and inserting in lieu thereof "the foregoing limits on the certification period may, with the approval of the Secretary, be waived by a State agency for certain categories of households where such waiver will improve the administration of the program"; and

(2) adding at the end of clause (2) the following new sentence: "The maximum limit of twelve months for such period under the foregoing proviso may be waived by the Secretary where such waiver will improve the administration of the program.".

SEC. 4. Section 5(f)(2) of the Food Stamp Act of 1977 (7 U.S.C. 2014(f)(2)) is amended by redesignating subparagraph (B) as subparagraph (C), and inserting after subparagraph (A) the following new subparagraph:

Household income.
7 USC 2015.

"(B) Household income for households that (i) are permitted to report household circumstances at specified intervals less frequent than monthly under section 6(c)(1) of this Act, (ii) have no earned income and in which all adult members are elderly or disabled members, or (iii) are any other households, other than a migrant household, not required to report monthly or at less frequent intervals under section 6(c)(1) of this Act, may, with the approval of the Secretary, be calculated by a State agency on a prospective basis, as provided in paragraph (3)(A) of this subsection.".

SEC. 5. Section 6(c)(1) of the Food Stamp Act of 1977 (7 U.S.C.

97 STAT. 1386

2015(c)(1)) is amended by inserting after the first sentence the following new sentence: "The Secretary may permit State agencies to accept, as satisfying the requirement that households report at such specified less frequent intervals, (i) recertifications conducted in accordance with section 11(e)(4) of this Act, (ii) in-person interviews conducted during a certification period, (iii) written reports filed by households, or (iv) such other documentation or actions as the Secretary may prescribe.".

7 USC 2020.

Reporting requirement.

SEC. 6. Section 6(c)(3) of the Food Stamp Act of 1977 (7 U.S.C. 2015(c)(3)) is amended by striking out the third sentence and inserting in lieu thereof: "Reports required to be filed monthly under paragraph (1) shall be the sole reporting requirement for subject matter included in such reports.".

SEC. 7. Section 11(e)(19) of the Food Stamp Act of 1977 (7 U.S.C. 2020(e)(19)) is amended to read as follows:

"(19) that—

"(A) in any case in which information is available from agencies administering State unemployment compensation laws under section 303(d) of the Social Security Act (42 U.S.C. 503(d)), the information shall be requested and utilized by the State agency to the extent permitted under such section; or

"(B) in any case in which information is not available from agencies administering State unemployment compensation laws under section 303(d) of the Social Security Act—

"(i) information available from the Social Security Administration under section 6103(1)(7) of the Internal Revenue Code of 1954 shall be requested and utilized by the State agency to the extent permitted under such section; or 26 USC 6103.

"(ii) similar information available from other sources shall be requested and utilized by the State agency to the extent approved by the Secretary and permitted by any law controlling access to the information;".

Approved December 2, 1983.

LEGISLATIVE HISTORY—H.R. 4252:

HOUSE REPORT No. 98-539 (Comm. on Agriculture).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Nov. 15, considered and passed House.
  Nov. 17, considered and passed Senate, amended.
  Nov. 18, House concurred in certain Senate amendments and in others with amendments; Senate concurred in House amendments.

Public Law 98-108
98th Congress

97 STAT. 744

An Act

To extend the authorities under the Export Administration Act of 1979 until October 14, 1983.

Oct. 1, 1983
[H.R. 3962]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 20 of the Export Administration Act of 1979 (50 U.S.C. App. 2419) is amended by striking out "September 30" and inserting in lieu thereof "October 14".

Export Administration Act of 1979, authority extension.

SEC. 2. There are authorized to be appropriated to the Department of Commerce for the fiscal year 1984 such sums as may be necessary to carry out the Export Administration Act of 1979.

50 USC app. 2401 note.

Approved October 1, 1983.

LEGISLATIVE HISTORY—H.R. 3962 (H.R. 3231) (S. 979):

CONGRESSIONAL RECORD, Vol. 129 (1983):
Sept. 26, 27, considered and passed House.
Sept. 30, considered and passed Senate.

Public Law 98-129
98th Congress

97 STAT. 835

An Act

To provide for the orderly termination of Federal management of the Pribilof Islands, Alaska.

Oct. 14, 1983
[H.R. 2840]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Fur Seal Act Amendments of 1983".

Fur Seal Act Amendments of 1983.
16 USC 1151 note.

SEC. 2. The Act of November 2, 1966 (Public Law 89-702; 16 U.S.C. 1151-1187), known as the Fur Seal Act of 1966, is amended to read as follows:

"TITLE I—FUR SEAL MANAGEMENT

"SEC. 101. (a) 'Commission' means the North Pacific Fur Seal Commission established pursuant to article V of the Convention.

Definitions.
16 USC 1151.

"(b) 'Convention' means the Interim Convention on the Conservation of North Pacific Fur Seals signed at Washington on February 9, 1957, as amended by the protocol signed in Washington on October 8, 1963; by the exchange of notes among the party governments which became effective on September 3, 1969; by the protocol signed in Washington on May 7, 1976; and by the protocol signed in Washington on October 14, 1980, by the parties.

8 UST 2283.
15 UST 316.
20 UST 2992.
27 UST 3371.

"(c) 'Cure' or 'curing' means the performance of those post-harvest activities traditionally performed on the Pribilof Islands, including cooling, washing, removal of blubber, soaking in brine, draining, treating with salt or boric acid, and packing in containers for shipment of fur seal skins.

"(d) 'Fur Seal' means the North Pacific Fur Seal, Callorhinus Ursinus.

"(e) 'Import' means to land on, bring into, or introduce into, or attempt to land on, bring into, or introduce into, any place subject to the jurisdiction of the United States, whether or not such landing, bringing, or introduction constitutes an importation within the meaning of the customs laws of the United States.

"(f) 'Natives of the Pribilof Islands' means any Aleuts who are permanent residents of the Pribilof Islands, or any organization or entity representing such natives.

"(g) 'North Pacific Ocean' means the waters of the Pacific Ocean north of the thirtieth parallel of north latitude, including the Bering, Okhotsk, and Japan Seas.

"(h) 'Party' or 'parties' means the United States of America, Canada, Japan, and the Union of Soviet Socialist Republics.

"(i) 'Person' means any individual, partnership, corporation, trust, association or any other private entity, or any officer, employee, agent, department, or instrumentality of the Federal Government, of any State or political subdivision thereof, or of any foreign government.

"(j) 'Pribilof Islands' means the islands of Saint Paul and Saint George, Walrus and Otter Islands, and Sea Lion Rock.

"(k) 'Sealing' means the taking of fur seals.

97 STAT. 836

"(l) 'Secretary' means the Secretary of Commerce.

"(m) 'Take' or 'taking' means to harass, hunt, capture, or kill, or attempt to harass, hunt, capture, or kill.

Unlawful activities.
16 USC 1152.

"Sec. 102. It is unlawful, except as provided in this Act or by regulation of the Secretary, for any person or vessel subject to the jurisdiction of the United States to engage in the taking of fur seals in the North Pacific Ocean or on lands or waters under the jurisdiction of the United States, or to use any port or harbor or other place under the jurisdiction of the United States for any purpose connected in any way with such taking, or for any person to transport, import, offer for sale, or possess at any port or place or on any vessel, subject to the jurisdiction of the United States, fur seals or the parts thereof, including, but not limited to, raw, dressed, or dyed fur seal skins, taken contrary to the provisions of this Act or the Convention, or for any person subject to the jurisdiction of the United States to refuse to permit, except within the Exclusive Economic Zone of the United States, a duly authorized official of Canada, Japan, or the Union of Soviet Socialist Republics to board and search any vessel which is outfitted for the harvesting of living marine resources and which is subject to the jurisdiction of the United States to determine whether such vessel is engaged in sealing contrary to the provisions of said Convention.

Authorization of fur seals for subsistence.
16 USC 1153.

"Sec. 103. (a) Indians, Aleuts, and Eskimos who dwell on the coasts of the North Pacific Ocean are permitted to take fur seals and dispose of their skins after the skins have been officially marked and certified by a person authorized by the Secretary: *Provided*, That the seals are taken for subsistence uses as defined in section 109(f)(2) of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1379), and only in canoes not transported by or used in connection with other vessels, and propelled entirely by oars, paddles, or sails, and manned by not more than five persons each, in the way hitherto practiced and without the use of firearms. This authority shall not apply to Indians, Aleuts, and Eskimos while they are employed by any person for the purpose of taking fur seals or are under contract to deliver the skins to any person.

"(b) Indians, Aleuts, and Eskimos who live on the Pribilof Islands are authorized to take fur seals for subsistence purposes as defined in section 109(f)(2) of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1379), under such conditions as recommended by the Commission and accepted by the Secretary of State pursuant to regulations promulgated by the Secretary.

Scientific research and investigations.
16 USC 1154.

"Sec. 104. The Secretary shall (1) conduct such scientific research and investigations on the fur seal resources of the North Pacific Ocean as he deems necessary to carry out the obligations of the

United States under the Convention, and (2) permit, subject to such terms and conditions as he deems desirable, the taking, transportation, importation, exportation, or possession of fur seals or their parts for educational, scientific, or exhibition purposes.

Regulations. 16 USC 1155.

"SEC. 105. (a) The Secretary shall prescribe such regulations with respect to the taking of fur seals on the Pribilof Islands and on lands subject to the jurisdiction of the United States as he deems necessary and appropriate for the conservation, management, and protection of the fur seal population, and to dispose of any fur seals seized or forfeited pursuant to this Act, and to carry out the provisions of the Convention, and shall deliver to authorized agents of the parties such fur seal skins as the parties are entitled to under the Convention.

Agreements.

"(b) The Secretary is authorized to enter into agreements with any public or private agency or person for the purpose of carrying out the provisions of the Convention and of this title, including but not limited to the taking of fur seals on the Pribilof Islands, and the curing and marketing of the sealskins and other seal parts, and may retain the proceeds therefrom.

St. Paul and St. George Islands.

43 USC 1607.

Appropriation authorization.

"(c) The Secretary shall give preference to the village corporations of Saint Paul and Saint George Islands established pursuant to section 8 of the Alaska Native Claims Settlement Act (Public Law 92-203) for the taking of fur seals on the village corporations' respective islands, and the curing and marketing of the sealskins and other seal parts, and may retain the proceeds therefrom. Any proceeds therefrom will be deposited in a separate fund in the Treasury and will be available to the Secretary, subject to appropriations, for the purpose of this section. All seal harvests will be financed, to the extent possible, from proceeds collected in preceding years or unsold assets retained from harvests conducted in preceding years. In the event that such assets and proceeds are insufficient, as determined by the Secretary, to finance the seal harvest in accordance with the requirements of the Convention, there are authorized to be appropriated to the Secretary for fiscal year 1984, and for fiscal year 1985 and beyond if the Convention is extended by protocol signed by the parties and made effective as to the United States, such sums as may be necessary to carry out the harvest and curing on the Pribilof Islands. Such amounts as are determined by the Secretary to exceed amounts required to carry out this section shall be transferred to the General Fund of the Treasury.

Transfer of funds.

Enforcement. 16 USC 1156.

"SEC. 106. (a) Any person authorized to enforce the provisions of this Act who has reasonable cause to believe that any vessel outfitted for the harvesting of living marine resources and subject to the jurisdiction of any of the parties to the Convention is violating the provisions of article III of the Convention may, except within the areas in which another State exercises fisheries jurisdiction, board and search such vessel. Such person shall carry a special certificate of identification issued by the Secretary or Secretary of the department in which the Coast Guard is operating which shall be in English, Japanese, and Russian and which shall be exhibited to the master of the vessel upon request.

Special certificate of identification.

Seizure or arrest.

"(b) If, after boarding and searching such vessel, such person continues to have reasonable cause to believe that such vessel, or any person onboard, is violating said article, he may seize such vessel or arrest such person, or both. The Secretary of State shall, as soon as practicable, notify the party having jurisdiction over the vessel or person of such seizure or arrest.

"The Secretary or the Secretary of the department in which the Coast Guard is operating, upon request of the Secretary of State, shall deliver the seized vessel or arrested person, or both, as promptly as practicable to the authorized officials of said party: *Provided,* That whenever said party cannot immediately accept such delivery, the Secretary or the Secretary of the department in which the Coast Guard is operating may, upon the request of the Secretary of State, keep the vessel or person in custody within the United States.

Enforcement.

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"(c) At the request of said party, the Secretary or the Secretary of the department in which the Coast Guard is operating, shall direct the person authorized to enforce the provisions of this Act to attend the trial as a witness in any case arising under said article or give testimony by deposition, and shall produce such records and files or copies thereof as may be necessary to establish the offense.

Presidential appointments.
16 USC 1157.

"Sec. 107. The President shall appoint to the Commission a United States Commissioner who shall serve at the pleasure of the President. The President may appoint one Native from each of the two inhabited Pribilof Islands to serve as Advisors to the Commissioner and as liaisons between the Commissioner and the Natives of the Pribilof Islands. The President may also appoint other interested parties as Advisors to the Commissioner. Such Advisors shall serve at the pleasure of the President. The President may also appoint a Deputy United States Commissioner who shall serve at the pleasure of the President. The Deputy Commissioner shall be the principal adviser of the Commissioner, and shall perform the duties of the Commissioner in the case of his death, resignation, absence, or illness. The Commissioner, the Deputy Commissioner, and the Advisors shall receive no compensation for their services. The Commissioners may be paid travel expenses and per diem in lieu of subsistence at the rates authorized by section 5 of the Administrative Expense Act of 1946 when engaged in the performance of their duties.

Compensation.

Travel expenses and per diem.
5 USC 5703 note.

Recommendations.
16 USC 1158.

"Sec. 108. The Secretary of State, with the concurrence of the Secretary, is authorized to accept or reject, on behalf of the United States, recommendations made by the Commission pursuant to article V of the Convention.

Technical assistance.
16 USC 1159.

"Sec. 109. The head of any Federal agency is authorized to consult with and provide technical assistance to the Secretary or the Commission whenever such assistance is needed and reasonably can be furnished in carrying out the provisions of this title. Any Federal agency furnishing assistance hereunder may expend its own funds for such purposes, with or without reimbursement.

"TITLE II—ADMINISTRATION OF THE PRIBILOF ISLANDS

16 USC 1161.

94 Stat. 2500.

Ante, p. 835.

"Sec. 201. The Secretary shall administer the fur seal rookeries and other Federal real and personal property on the Pribilof Islands, with the exception of lands purchased by the U.S. Fish and Wildlife Service under section 1417 of the Alaska National Interest Lands Conservation Act (Public Law 96-487) or acquired or purchased by any other authority after enactment of the Fur Seal Act Amendments of 1983 and, in consultation with the Secretary of the Interior, shall ensure that activities on such Islands are consistent with the purposes of conserving, managing, and protecting the North Pacific fur seals and other wildlife and for other purposes consistent with that primary purpose.

16 USC 1162.

"Sec. 202. In carrying out the provisions of this title, the Secretary is authorized—

"(1) to operate, maintain, and repair such Government-owned property, both real and personal, and other facilities held by the Secretary on the Pribilof Islands as may be necessary; and

"(2) to provide the employees of the Department of Commerce and other Federal agencies and their dependents, at reasonable rates to be determined by the Secretary, with such facilities, services, and equipment as he deems necessary, including, but not limited to, food, fuel, shelter, and transportation.

Education.
16 USC 1163.

"Sec. 203. The State of Alaska will be responsible for meeting the educational needs of the citizens of the Pribilof Islands.

Medical and dental care.
16 USC 1164.

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"Sec. 204. The Secretary of Health and Human Services shall provide medical and dental care to the Natives of the Pribilof Islands with or without reimbursement, as provided by other law. He is authorized to provide such care to Federal employees and their dependents and tourists and other persons in the Pribilof Islands at reasonable rates to be determined by him. He may purchase, lease, construct, operate, and maintain such facilities, supplies, and equipment as he deems necessary to carry out the provisions of this section; and the costs of such items, including medical and dental care, shall be charged to the budget of the Secretary of Health and Human Services. Nothing in this Act shall be construed as superseding or limiting the authority and responsibility of the Secretary of Health and Human Services under the Act of August 5, 1954, as amended, or any other law with respect to medical and dental care of natives or other persons in the Pribilof Islands.

42 USC 2001-2005f.

Federal property, transfer and disposal. 16 USC 1165.

"SEC. 205. (a) Any provision of law relating to the transfer and disposal of Federal property to the contrary notwithstanding, the Secretary, after consultation with the Secretary of the department in which the Coast Guard is operating, is authorized to bargain, grant, sell or otherwise convey, on such terms as he deems to be in the best interests of the United States and in furtherance of the purposes of this Act, any and all right, title, and interest of the United States in and to the property, both real and personal, held by the Secretary on the Pribilof Islands: *Provided*, That such property is specified in a document entitled 'Transfer of Property on the Pribilof Islands: Descriptions, Terms and Conditions,' which is submitted to the Congress on or before October 31, 1983.

Document.

"(b) The property transfer document described in subsection (a) shall include, but need not be limited to—

"(1) a description of each conveyance;

"(2) the terms to be imposed on each conveyance;

"(3) designation of the recipient of each conveyance;

"(4) a statement noting acceptance of each conveyance, including the terms, if any, under which it is accepted; and

"(5) an identification of all Federal property to be retained by the Federal Government on the Pribilof Islands to meet its responsibilities as described in this Act and under the Convention.

"(c) Within 60 days of the transfer of real or personal property specified in the document described in subsection (a), the Committee on Merchant Marine and Fisheries of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate shall be given a report prepared by the Secretary stating the fair market value at the time of the transfer of all real and personal property conveyed.

Report to congressional committees.

"(d) A Memorandum of Understanding shall be entered into by the Secretary, a representative of the local governmental authority on each Island, the trustee or trustees, and the appropriate officer of the State of Alaska setting forth the respective responsibilities of the Federal Government, the Trust, and the State regarding—

Memorandum of Understanding.

"(1) application of Federal retirement benefits, severance pay, and insurance benefits with respect to Natives of the Pribilof Islands;

"(2) funding to be allocated by the State of Alaska for the construction of boat harbors on St. Paul and St. George Islands;

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"(3) assumption of the State of Alaska of traditional State responsibilities for facilities and services on such islands in accordance with applicable laws and regulations;

"(4) preservation of wildlife resources within the Secretary's jurisdiction;

"(5) continued activities relating to the implementation of the Convention;

"(6) oversight of the operation of the Trust established by section 206(a) to further progress toward creation of a stable, diversified, and enduring economy not dependent on commercial fur sealing;

"(7) the cooperation of government agencies, rendered through existing programs, in assisting with an orderly transition from Federal management and the creation of a private enterprise economy on the Pribilof Islands as described in this Act; and

"(8) such other matters as may be necessary and appropriate for carrying out the purposes of the Act, including the assumption of responsibilities to ensure an orderly transition from Federal management of the Pribilof Islands.

Memorandum submittal to Congress.

The Memorandum shall be submitted to Congress on or before October 31, 1983.

Tax exemption.

"(e) The grant, sale, transfer or conveyance of any real or personal property pursuant to this section shall not be subject to any form of Federal, State or local taxation. The basis for computing gain or loss on subsequent sale or disposition of such real or personal property for purposes of any Federal, State or local tax imposed on, or measured by revenue shall be the fair market value of such real or personal property at the time of receipt.

Agreements.

Ante, p. 835.

"(f) In carrying out the purposes of this Act, the Secretary is authorized to enter into agreements, including but not limited to land exchange agreements with other Departments and Agencies of both the State and Federal Governments, and with third parties, notwithstanding any provision of law relating to the transfer and disposal of Federal property to the contrary; except that the authority of the Secretary of the Interior regarding exchanges involving lands in the National Wildlife Refuge System on the date of enactment of the Fur Seal Act Amendments of 1983 is not affected by this section.

Report to Congress.

"(g) The Secretary shall submit to Congress a report, no later than October 1, 1983, providing information on the status of the negotiations for concluding the documents described in subsections (a) and (d) of this section.

Pribilof Islands Trust.
16 USC 1166.

"Sec. 206. (a)(1) In order to promote the development of a stable, self-sufficient enduring and diversified economy not dependent on sealing, the Secretary shall cause to be established a Trust for the benefit of the Natives of the Pribilof Islands, to be known as the 'Pribilof Islands Trust' (hereinafter referred to as the 'Trust').

Transfer of funds.

"(2) All amounts appropriated to the Secretary under subsection (e) of this section shall be transferred by the Secretary to the Trust within fifteen days after submission of the Trust instrument to Congress in accordance with the requirements of subsection (c).

Distribution of funds.

"(3) Except as provided in subsection (e)(2), none of the amounts transferred to the Trust pursuant to paragraph (2) shall be distributed by the trustee or trustees for the benefit of the Natives of the Pribilof Islands until 30 days after submission to Congress of the documents described in section 205 (a) and (d). Such distributions shall be made by the trustee or trustees only after the Secretary has determined that such Trust has been established and will be operated in accordance with a trust instrument, or instruments, approved by the Secretary which further the purposes and policies of this Act.

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Investments.

"(4) Until the termination of the period described in paragraph (3), the trustee or trustees shall invest the amounts transferred pursuant to paragraph (2) in securities with maturities suitable for the needs of the Trust, bearing interest rates at rates determined by the trustee or trustees, taking into consideration average market yields on outstanding marketable obligations of the United States of comparable maturities. The income from such investments shall be credited to, and form a part of the Trust.

Terms and conditions.

"(b) The Trust shall be administered in accordance with such terms and conditions as are prescribed by the Secretary, and as set forth in the Trust instrument. In establishing such terms and conditions, the Secretary shall consult with the Natives of the Pribilof Islands, and other interested parties concerning the conservation, management and protection of the fur seal population.

Instruments establishing Trust

"(c) There may be one Trust instrument establishing the Trust described in section 206(a), or two such instuments, each relating to one of the two portions of the Trust as provided in subsection (d), which shall address, but need not be limited to, such matters as—

"(1) establishing standards and procedures for the disbursement by the trustee or trustees of Trust assets for purposes of fostering in the Pribilof Islands a stable, diversified, and enduring economy not dependent upon sealing after Federal management of the islands is terminated, which procedures may include formal participation of Pribilof Islands Native councils, corporations, or other such entities;

"(2) establishing the Secretary as trustor;

"(3) establishing the procedure for appointment of the trustee or trustees by the Secretary after consultation with the Natives of the Pribilof Islands;

"(4) setting forth the rights, duties, powers and obligations of a trustee who shall act as an independent fiduciary and who shall be a United States citizen having recognized competence in business;

"(5) providing for the management and investment of Trust assets, pending distribution, by an investment manager or advisor, who may be the trustee, having recognized competence in such fields;

"(6) establishing methods and procedures for providing Congress and the Secretary with the annual reports described in subsection (g) of this section;

"(7) establishing Trust purposes in accordance with the purposes described in section 201 of this Act and subsection (a) of this section;

"(8) the duties of the trustee or trustees and the standards of care and diligence that shall govern the exercise of trust powers thereunder;

"(9) compensation of the trustee or trustees;

"(10) the term, termination and final distribution of the Trust estate;

"(11) mandating the applicability of the laws of the State of Alaska to the creation and governance of the Trust;

"(12) defraying of community expenses; and

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"(13) payment of necessary administrative and legal expenses.

The Trust instrument or instruments described in this subsection shall be submitted to Congress on or before October 14, 1983.

Submittal to Congress.

St. Paul and St. George communities.

"(d) The Trust shall be divided into two portions pursuant to a formula established by the Secretary after consultation with the natives of both Islands, to be accounted for separately for the independent benefit of the community of St. Paul and the community of St. George.

Appropriation authorization.

"(e)(1) There are authorized to be appropriated to the Secretary $20,000,000 for the purpose of funding the Trust in accordance with the requirements of subsection (a)(2) of this section.

"(2) Prior to the termination of the period described in subsection (a)(3) of this section, the trustee or trustees may make interim distributions for the benefit of the Natives of the Pribilof Islands, upon approval of the Secretary, of up to five percent of the amounts transferred to the Trust pursuant to subsection (a)(2) of this section if, as determined by the Secretary, such interim distributions are required to carry out the purposes of this Act.

Interest.

"(f) The interest on, and the proceeds from the sale or redemption of, any asset or obligation held in the Trust shall be credited to and form a part of the Trust.

Annual report submittal.

"(g) The trustee or trustees shall submit to Congress and to the Secretary an annual report, the first of which is due on April 30, 1984, and subsequent reports on the same date each year thereafter during the life of the Trust, providing information on expenditures made from the Trust and progress towards achieving the purposes set out in subsection (a) of this section. On April 30, 1986, the Secretary shall also submit a report to the Congress detailing all progress toward achieving these purposes since enactment of this Act. For purposes of preparing such report, the Secretary by regulation may require that the trustee and the State of Alaska submit such relevant information to the Secretary as he deems appropriate.

Report to Congress.

Tax exemption.

"(h) The funds appropriated to the Trust and the earnings and distribution therefrom shall not be subject to any form of Federal, State or local taxation: *Provided*, That this exemption shall not apply to any income from the investment or other use of such distributions.

Agreements, contracts or leases.
16 USC 1167.

"SEC. 207. The Secretary is authorized to enter into agreements or contracts or leases with, or to issue permits to, any public or private agency or person for carrying out the provisions of the Convention or this Act.

16 USC 1168.

"SEC. 208. (a) Service by natives of the Pribilof Islands engaged in the taking and curing of fur seal skins and other activities in connection with the administration of such islands prior to January 1, 1950, as determined by the Secretary based on records available to him, shall be considered for purposes of credit under the Civil Service Retirement Act, as amended, as civilian service performed by an employee, as defined in said Act.

5 USC 8331 *et seq.*

Annuities.

"(b) The annuity of any person or the annuity of the survivor of any person who shall have performed service described in subsection (a) of this section, and who, prior to November 2, 1966, died or shall have been retired on annuity payable from the civil service retirement and disability fund, shall, upon application filed by the annuitant within one year after November 2, 1966, be adjusted, effective as of the first day of the month immediately following November 2, 1966, so that the amount of the annuity shall be the same as if such subsection had been in effect at the time of such person's retirement or death.

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"(c) In no case shall credit for the service described in subsection (a) of this section entitle a person to the benefits of section 11(h) of the Civil Service Retirement Act.

5 USC 8342.

5 USC 8331 *et seq.*

"(d) Notwithstanding any other provisions of this Act or any other law, benefits under the Civil Service Retirement Act made available by reason of the provisions of this section shall be paid from the civil service retirement and disability fund subject to reimbursement to such fund from the Operations, Research, and Facilities Account of the National Oceanic and Atmospheric Administration in the Department of Commerce, for the purpose of compensating said retirement fund for the cost, as determined by the Civil Service Commission during each fiscal year, of benefits provided by this section.

5 USC 8301 *et seq.*

5 USC 8332.

"SEC. 209. Chapter 83 of title 5, United States Code, is amended as follows:

"(a) by deleting 'Credit' in section 8332(b) and inserting in lieu thereof the words 'Except as provided in paragraph (13) of this subsection, credit';

"(b) by adding in section 8332(b) after paragraph (12) the following new paragraph:

'(13) one year of service to be credited for each year in which a Native of the Pribilof Islands performs service in the taking and curing of fur seal skins and other activities in connection with the administration of the Pribilof Islands, notwithstanding any period of separation from the service.';

"(c) by adding in section 8332(b) after 'paragraph (3) of this subsection.' the following sentence: 'The Office of Personnel Management shall accept the certification of the Secretary of Commerce or his designee concerning service for the purpose of this subchapter of the type performed by an employee named by paragraph (13) of this subsection.';

"(d) by adding in section 8332(f) after 'postal field service' the words 'and service described in paragraph (13) of subsection (b) of this section,';

"(e) by adding in section 8332(l)(1) the word 'or' at the end of clause (v) of subparagraph (B) thereof and by adding the following new subparagraph:

'(C) is of Aleut ancestry and while a citizen of the United States was interned or otherwise detained in, or relocated to any camp, installation, or other facility in the Territory of Alaska which was established during World War II for the purpose of the internment, detention, or relocation of Aleuts pursuant to any statute, rule, regulation, or order;'; and

5 USC 8334.

"(f) by amending paragraph (4) of section 8334(g) by striking 'January 1, 1950' and substituting the words 'October 29, 1983,' and adding after 'the Pribilof Islands' the words 'except where deductions, contributions, and deposits were made before October 29, 1983'.

25 USC 450i.

25 USC 450i.

"SEC. 210. (a) Title I of the Act of January 4, 1975, Public Law 93-638 (25 U.S.C. §§ 450-450m), known as the Indian Self-Determination and Education Assistance Act, is amended by adding in section 105(e) after 'to be employed by a tribal organization' the words ', the city of St. Paul, Alaska, the city of St. George, Alaska, upon incorpo-

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ration, or the Village Corporations of St. Paul and St. George Islands established pursuant to section 8 of the Alaska Native Claims Settlement Act (Public Law 92-203)'.

43 USC 1607.

25 USC 450i note.

5 USC 8101 *et seq.*, 8301 *et seq.*, 8501 *et seq.*, 8701 *et seq.*

25 USC 450i.

"(b) Notwithstanding any other provision of law, any Native of the Pribilof Islands employed by the Federal government on October 28, 1983, shall be deemed to have been covered under chapters 81, 83, 85 and 87 of title 5, United States Code, on such date for the purposes of determining eligibility for continuity of benefits under section 105(e) of the Act of January 4, 1975 (Public Law 93-638), known as the Indian Self-Determination and Education Assistance Act.

Regulations.

16 USC 1169.

"SEC. 211. The Secretary is authorized to prescribe such regulations as he deems necessary to carry out the provisions of this title.

"TITLE III—ENFORCEMENT

16 USC 1171.

"SEC. 301. (a) Every vessel subject to the jurisdiction of the United States that is employed in any manner in connection with a violation of the provision of this Act, including its tackle, apparel, furniture, appurtenances, cargo, and stores shall be subject to forfeiture; and all fur seals, or parts thereof, taken or retained in violation of this Act, or the monetary value thereof, shall be forfeited.

"(b) All provisions of law relating to the seizure, summary and judicial forfeiture, and condemnation of a vessel, including its tackle, apparel, furniture, appurtenances, cargo, and stores for violation of the customs laws, the disposition of such vessel, including its tackle, apparel, furniture, appurtenances, cargo, and stores or the proceeds from the sale thereof, and the remission or mitigation of such forfeitures shall apply to seizures and forfeitures incurred, or alleged to have been incurred, under the provisions of this Act, insofar as such provisions of law are applicable and not inconsistent with the provisions of this Act.

16 USC 1172.

"SEC. 302. (a) Enforcement of the provisions of this Act is the joint responsibility of the Secretary, the Secretary of the Treasury, and the Secretary of the department in which the Coast Guard is operating. In addition, the Secretary may designate officers and employees of the States of the United States to enforce the provisions of this Act which relate to persons or vessels subject to the jurisdiction of the United States. When so designated, such officers and employees are authorized to function as Federal law enforcement agents for these purposes; but they shall not be held and considered as employees of the United States for the purpose of any laws administered by the Office of Personnel Management.

Warrants.

"(b) The judges of the United States district courts and United States magistrates may, within their respective jurisdictions, upon proper oath or affirmation showing probable cause, issue such warrants or other process, including warrants or other process issued in admiralty proceedings in Federal district courts, as may be required for enforcement of this Act and any regulations issued thereunder.

"(c) Any person authorized to carry out enforcement activities hereunder shall have the power to execute any warrant or process issued by any officer or court of competent jurisdiction for the enforcement of this Act.

"(d) Such person so authorized shall have the power—

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"(1) with or without a warrant or other process, to arrest any person committing in his presence or view a violation of this Act or the regulations issued thereunder;

"(2) with a warrant or other process or without a warrant, if he has reasonable cause to believe that a vessel subject to the jurisdiction of the United States or any person onboard is in violation of any provision of this Act or the regulations issued thereunder, to search such vessel and to arrest such person.

Seizure of vessel.

"(e) Such person so authorized may seize any vessel subject to the jurisdiction of the United States, together with its tackle, apparel, furniture, appurtenances, cargo, and stores, used or employed contrary to the provisions of this Act or the regulations issued hereunder or which it reasonably appears has been used or employed contrary to the provisions of this Act or the regulations issued hereunder.

"(f) Such person so authorized may seize, whenever and wherever lawfully found, all fur seals taken or retained in violation of this Act or the regulations issued thereunder. Any fur seals so seized or forfeited to the United States pursuant to this Act shall be disposed of in accordance with the provisions of section 105 of this Act.

Regulations.
16 USC 1173.

"Sec. 303. The Secretary is authorized to prescribe such regulations as he deems necessary and appropriate to carry out the provisions of this title.

Penalties.
16 USC 1174.

"Sec. 304. (a) Any person who knowingly violates any provision of this Act or of any permit or regulation issued thereunder shall, upon conviction, be fined not more than $20,000 for such violation, or imprisoned for not more than one year, or both.

Hearings.
Subpoenas.
Fees and mileage.

"(b) Any person who violates any provision of this Act or any regulation or permit issued hereunder may be assessed a civil penalty by the Secretary of not more than $10,000 for each such violation. No penalty shall be assessed unless such person is given notice and opportunity for a hearing with respect to such violation. Hearings held during proceedings for the assessment of civil penalties authorized by this subsection shall be conducted in accordance with section 554 of title 5. The Secretary may issue subpoenas for the attendance and testimony of witnesses and the production of relevant papers, books, and documents, and administer oaths. Witnesses summoned shall be paid the same fees and mileage that are paid to witnesses in the courts of the United States. In case of contumacy or refusal to obey a subpoena served upon any person pursuant to this paragraph, the district court of the United States for any district in which such person is found or resides or transacts business, upon application by the United States and after notice to such person, shall have jurisdiction to issue an order requiring such person to appear and give testimony before the Secretary or to appear and produce documents before the Secretary, or both, and any failure to obey such order of the court may be punished by such court as a contempt thereof. Any civil penalty assessed may be remitted or mitigated by the Secretary for good cause shown. Upon any failure to pay a penalty assessed under this subsection, the Secretary may request the Attorney General to institute civil action in a district court of the United States for any district in which such person is found, resides, or transacts business to collect the penalty, and such court shall have jurisdiction to hear and decide any such action.

Appropriation authorization.
16 USC 1175.

"Sec. 305. (a) There are authorized to be appropriated to the operations, research, and facilities account of the National Oceanic and Atmospheric Administration in the Department of Commerce, such sums as may be necessary, up to $2,000,000, for fiscal year 1984 for the purpose of upgrading Federal property to be transferred pursuant to section 205 of this Act, $736,000 for fiscal year 1984 for the purposes of sections 104 and 208 of this Act and such sums as may be necessary for each fiscal year thereafter for the purposes of sections 104 and 208 of this Act.

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Contract authority.

"(b) The contract authority of the Secretary under this Act is effective for any fiscal year only to the extent that appropriations are available for such purposes.".

Approved October 14, 1983.

LEGISLATIVE HISTORY—H.R. 2840:

HOUSE REPORT No. 98-213 (Comm. on Merchant Marine and Fisheries).
SENATE REPORT No. 98-212 (Comm. on Commerce, Science, and Transportation).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  May 23, considered and passed House.
  Aug. 4, considered and passed Senate, amended.
  Sept. 26, House concurred in Senate amendment with an amendment.
  Sept. 28, Senate concurred in House amendment.

Public Law 98-210
98th Congress

97 STAT. 1409

An Act

To consolidate and authorize certain marine fishery programs and functions of the National Oceanic and Atmospheric Administration under the Department of Commerce.

Dec. 6, 1983
[S. 1099]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "National Oceanic and Atmospheric Administration Marine Fisheries Program Authorization Act".

National Oceanic and Atmospheric Administration Marine Fisheries Program Authorization Act.

FISHERIES INFORMATION COLLECTION AND ANALYSIS

Sec. 2. (a) There are authorized to be appropriated to the Department of Commerce to enable the National Marine Fisheries Service to carry out its Fisheries Information Collection and Analysis duties under law, $26,500,000 for fiscal year 1984. These moneys shall be used to fund those duties relating to fisheries information collection and analysis specified by the Fish and Wildlife Act of 1956 (16 U.S.C. 742a et seq.), the Act of May 11, 1938 (16 U.S.C. 755), and the Fur Seal Act of 1966 (16 U.S.C. 1151 et seq.), the Act entitled, "An Act to promote the conservation of wildlife, fish, and game, and for other purposes", approved March 10, 1934 (16 U.S.C. 661 et seq.), and any other law involving such duties. These duties include, but are not limited to, collection analysis and dissemination of scientific data necessary to manage: marine fishery resources, marine mammals, endangered species, and their habitats.

(b) This authorization shall be in addition to any Fisheries Information Collection Analysis moneys authorized under the Magnuson Fishery Conservation and Management Act of 1976 (16 U.S.C. 1801 et seq.), the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361 et seq.), and the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.).

FISHERIES CONSERVATION AND MANAGEMENT OPERATIONS

Sec. 3. (a) There are authorized to be appropriated to the Department of Commerce to enable the National Marine Fisheries Service to carry out its fisheries conservation and management operations duties under law, $35,000,000 for fiscal year 1984. These moneys shall be used to fund those duties relating to fisheries conservation and management operations specified by the Fish and Wildlife Act of 1956 (16 U.S.C. 742a et seq.), the Act of May 11, 1938 (16 U.S.C. 755), the Fur Seal Act of 1966 (16 U.S.C. 1151 et seq.), and the Act entitled, "An Act to promote the conservation of wildlife, fish, and game, and for other purposes", approved March 10, 1934 (16 U.S.C. 661 et seq.), and any other law involving such duties. These duties include, but are not limited to, development, implementation, and enforcement of conservation and management measures to achieve continued optimum use of living marine resources; including hatchery operations, fishery management plan activities, habitat conservation, and protected species management.

97 STAT. 1410

(b) This authorization shall be in addition to any fisheries conservation and management moneys authorized under the Fishery Conservation and Management Act of 1976 (16 U.S.C. 1801 et seq.), the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.), the Salmon and Steelhead Conservation Act of 1980 (16 U.S.C. 3301 et seq.), and the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361 et seq.).

FISHERIES STATE AND INDUSTRY ASSISTANCE PROGRAMS

Sec. 4. (a) There are authorized to be appropriated to the Department of Commerce to enable the National Marine Fisheries Service to carry out its fisheries State and industry assistance program duties under law, $10,000,000 for fiscal year 1984. These moneys shall be used to fund those duties specified by the Fish and Wildlife Act of 1956 (16 U.S.C. 742a et seq.) and any other law affecting State and industry fisheries assistance. These duties include, but are not limited to, financial assistance for fishing boats and fish processing plants, market development for fishery products, product quality and grants to States for improving management of interstate fisheries and stimulating fishery development.

(b) This authorization shall be in addition to any fisheries State and industry assistance program moneys authorized under the Commercial Fisheries Research and Development Act of 1964 (16 U.S.C. 779 et seq.), the Act entitled "An Act to authorize the Secretary of the Interior to initiate with several States a cooperative program for the conservation, development, and enhancement of the Nation's anadromous fish, and for other purposes", approved October 30, 1965 (16 U.S.C. 757a et seq.), the Central, Western, and South Pacific Fishery Development Act (16 U.S.C. 758e), and the Magnuson Fishery Conservation and Management Act of 1976 (16 U.S.C. 1801 et seq.).

PAY INCREASE AUTHORIZATIONS

Sec. 5. There are authorized to be appropriated to the Department of Commerce to enable the National Oceanic and Atmospheric Administration to carry out its duties indicated under this Act, such additional sums as may be necessary for increases in salary, pay, and other employee benefits authorized by law.

FREIGHT FORWARDER AMENDMENTS

46 USC 801, 801 note.

Sec. 6. Subsection (c) of section 1608 of the Act of August 13, 1981 (95 Stat. 752) is repealed.

COASTWISE VESSELS

Documentation.
Ante, p. 586.
Ante, pp. 586, 587.

Sec. 7. (a) That, notwithstanding the failure of the vessel named below to meet the requirements contained in 46 U.S.C. 12105, 46 U.S.C. 12106, and 46 U.S.C. 12107, and section 27 of the Merchant Marine Act, 1920, as amended (46 App. U.S.C. 883), on the date of this Act, the Secretary of the department in which the Coast Guard is operating shall cause the vessel Protector Alpha, Official Number 394610, to be documented as a vessel of the United States with the privilege of engaging in the coastwise trade, if (1) such vessel complies with all other requirements of law and (2) all repairs and modifications totalling at least $3,000,000 are performed on such vessel in a shipyard in the United States.

97 STAT. 1411

Approved December 6, 1983.

LEGISLATIVE HISTORY—S. 1099:

SENATE REPORT No. 98-80 (Comm. on Commerce, Science, and Transportation).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 15, considered and passed Senate.
Nov. 16, considered and passed House, amended.
Nov. 18, Senate concurred in House amendment.

Public Law 98-214
98th Congress

97 STAT. 1467

An Act

To authorize appropriations for the Federal Communications Commission for fiscal years 1984 and 1985, and for other purposes.

Dec. 8, 1983
[H.R. 2755]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Federal Communications Commission Authorization Act of 1983.
47 USC 609 note.

SHORT TITLE

SECTION 1. This Act may be cited as the "Federal Communications Commission Authorization Act of 1983".

FEDERAL COMMUNICATIONS COMMISSION APPROPRIATIONS AUTHORIZATION

SEC. 2. (a) Section 6 of the Communications Act of 1934 (47 U.S.C. 156) is amended to read as follows:

"AUTHORIZATION OF APPROPRIATIONS

"SEC. 6. There are authorized to be appropriated for the administration of this Act by the Commission $91,156,000, together with such sums as may be necessary for increases resulting from adjustments in salary, pay, retirement, other employee benefits required by law, and other nondiscretionary costs, for each of the fiscal years 1984 and 1985.".

(b) The amendment made by subsection (a) shall apply with respect to fiscal years beginning after September 30, 1983.

47 USC 156 note.

INCREASE IN PUBLIC BROADCASTING APPROPRIATIONS AUTHORIZATION

SEC. 3. (a) Section 396(k)(1)(C) of the Communications Act of 1934 (47 U.S.C. 396(k)(1)(C)) is amended by striking out ", and $130,000,000 for each of the fiscal years 1984, 1985, and 1986." and inserting in lieu thereof ", $145,000,000 for fiscal year 1984, $153,000,000 for fiscal year 1985, and $162,000,000 for fiscal year 1986.".

(b) Paragraph (10) of such section 396(k) is amended by inserting before the period at the end thereof the following: ", and unless further assurances are provided to the Corporation that no officer or employee of such an entity will be loaned money by that entity on an interest-free basis".

FEDERAL COMMUNICATIONS COMMISSION ADMINISTRATIVE MATTERS

SEC. 4. (a) Section 316 of the Communications Act of 1934 (47 U.S.C. 316) is amended—

(1) in subsection (a), by inserting "(1)" after "(a)" and by striking out "and shall have been given reasonable opportunity" and all that follows and inserting in lieu thereof "and

97 STAT. 1468

shall be given reasonable opportunity, of at least thirty days, to protest such proposed order of modification; except that, where safety of life or property is involved, the Commission may by order provide, for a shorter period of notice.";

(2) by adding at the end of subsection (a) the following new paragraphs:

"(2) Any other licensee or permittee who believes its license or permit would be modified by the proposed action may also protest the proposed action before its effective date.

"(3) A protest filed pursuant to this subsection shall be subject to the requirements of section 309 for petitions to deny."; and

47 USC 309.

(3) in subsection (b), by inserting before the period at the end thereof the following: "; except that, with respect to any issue that addresses the question of whether the proposed action

would modify the license or permit of a person described in subsection (a)(2), such burdens shall be as determined by the Commission".

(b) Section 503(b)(5) of such Act (47 U.S.C. 503(b)(5)) is amended by inserting, before the period in the second sentence, the following: "or if the person involved is transmitting on frequencies assigned for use in a service in which individual station operation is authorized by rule pursuant to section 307(e)". 47 USC 307.

FINANCIAL OVERSIGHT OF NATIONAL PUBLIC RADIO BY CORPORATION FOR PUBLIC BROADCASTING

SEC. 5. Section 396(l) of the Communications Act of 1934 (47 U.S.C. 396(l)) is amended by adding at the end thereof the following:

Funds, distribution.

"(4)(A) Subject to subparagraph (C), the Corporation may not distribute to National Public Radio any funds authorized to be appropriated by this Act unless there is in effect a determination by the Corporation that—

"(i) National Public Radio has adopted and is implementing a system of financial controls and procedures devised in consultation with, and recommended by, an independent certified public accountant and determined by the Comptroller General as sufficient to assure that the financial transactions of National Public Radio reflect prudent management practices and are accounted for in a manner consistent with generally accepted accounting principles;

"(ii) National Public Radio has adopted a budget under which reasonably projected expenditures will not exceed reasonably projected revenues from all sources for any fiscal year in which such funds are distributed to National Public Radio; and

"(iii) financial reporting systems of National Public Radio provide the Corporation with continuous access to all financial books and records of National Public Radio.

Report to Congress.

"(B) Not later than fifteen days after the date of the enactment of this paragraph, the Corporation shall report to the appropriate committees of the Congress on actions taken by National Public Radio to meet the conditions described in subparagraph (A) and on actions taken by the Corporation with respect to the indebtedness of National Public Radio related to deficits accumulated before October 1, 1983. The Corporation shall certify to such committees when such conditions have been met.

"(C) The requirements of subparagraphs (A) and (B) shall cease to be effective on and after the date on which the Corporation certifies to the appropriate committees of Congress that all indebtedness of National Public Radio related to deficits accumulated before October 1, 1983, has been liquidated in full.".

97 STAT. 1469

CORPORATION FOR PUBLIC BROADCASTING

ADMINISTRATIVE MATTERS

SEC. 6. (a) Section 396(c)(1) of the Communications Act of 1934 (47 U.S.C. 396(c)(1)) is amended—

(1) in the first sentence, by striking out ", and the President of the Corporation"; and

(2) by striking out the third sentence.

47 USC 396.

(b)(1) Section 396(d)(1) of such Act is amended by inserting after "annually" the following: "elect one of their members to be Chairman and".

(2) The subsection heading for section 396(d) of such Act is amended by striking out "VICE CHAIRMAN" and inserting in lieu thereof "CHAIRMAN AND VICE CHAIRMAN".

(c) Section 396(e)(1) of such Act is amended by striking out "No officer of the Corporation, other than a Vice Chairman" and inserting in lieu thereof "No officer of the Corporation, other than the Chairman or a Vice Chairman".

ADMINISTRATION OF REGIONAL CONCENTRATION RULES FOR BROADCAST STATIONS

SEC. 7. Section 310 of the Communications Act of 1934 (47 U.S.C. 310) is amended by adding at the end thereof the following new subsection:

"(e)(1) In the case of any broadcast station, and any ownership interest therein, which is excluded from the regional concentration rules by reason of the savings provision for existing facilities provided by the First Report and Order adopted March 9, 1977 (docket No. 20548; 42 Fed. Reg. 16145), the exclusion shall not terminate solely by reason of changes made in the technical facilities of the station to improve its service.

"Regional concentration rules."

"(2) For purposes of this subsection, the term 'regional concentration rules' means the provisions of sections 73.35, 73.240, and 73.636 of title 47, Code of Federal Regulations (as in effect June 1, 1983), which prohibit any party from directly or indirectly owning, operating, or controlling three broadcast stations in one or several services where any two of such stations are within 100 miles of the third (measured city-to-city), and where there is a primary service contour overlap of any of the stations.".

CLARIFICATION AND ADMINISTRATION OF SECTION 223

SEC. 8. (a) Section 223 of the Communications Act of 1934 (47 U.S.C. 223) is amended—

(1) by striking out "$500" and inserting in lieu thereof "$50,000";

(2) by inserting "(a)" before "Whoever"; and

Violations and penalties.

(3) by adding at the end thereof the following new subsection:

"(b)(1) Whoever knowingly—

"(A) in the District of Columbia or in interstate or foreign communication, by means of telephone, makes (directly or by 97 STAT. 1470 recording device) any obscene or indecent communication for commercial purposes to any person under eighteen years of age or to any other person without that person's consent, regardless of whether the maker of such communication placed the call; or

"(B) permits any telephone facility under such person's control to be used for an activity prohibited by subparagraph (A),

shall be fined not more than $50,000 or imprisoned not more than six months, or both.

"(2) It is a defense to a prosecution under this subsection that the defendant restricted access to the prohibited communication to persons eighteen years of age or older in accordance with procedures which the Commission shall prescribe by regulation.

"(3) In addition to the penalties under paragraph (1), whoever, in the District of Columbia or in interstate or foreign communication, intentionally violates paragraph (1)(A) or (1)(B) shall be subject to a fine of not more than $50,000 for each violation. For purposes of this paragraph, each day of violation shall constitute a separate violation.

"(4)(A) In addition to the penalties under paragraphs (1) and (3), whoever, in the District of Columbia or in interstate or foreign communication, violates paragraph (1)(A) or (1)(B) shall be subject to a civil fine of not more than $50,000 for each violation. For purposes of this paragraph, each day of violation shall constitute a separate violation.

"(B) A fine under this paragraph may be assessed either—

"(i) by a court, pursuant to a civil action by the Commission or any attorney employed by the Commission who is designated by the Commission for such purposes, or

"(ii) by the Commission after appropriate administrative proceedings.

Litigation.

"(5) The Attorney General may bring a suit in the appropriate district court of the United States to enjoin any act or practice which violates paragraph (1)(A) or (1)(B). An injunction may be granted in accordance with the Federal Rules of Civil Procedure."

(b) Section 223(a) of the Communications Act of 1934 (as redesignated by subsection (a) of this section) is amended in paragraph (2) by inserting "facility" after "telephone".

Regulations. 47 USC 223 note.

(c) The Federal Communications Commission shall issue regulations pursuant to section 223(b)(2) of the Communications Act of 1934 (as added by subsection (a) of this section) not later than one hundred and eighty days after the date of the enactment of this Act.

47 USC 223 note. *Ante*, p. 1469.

(d) The Commission shall act on all complaints alleging violation of section 223 of the Communications Act of 1934 which are pending on the date of the enactment of this Act within ninety days of such date of enactment.

DIRECTION ON USE OF FUNDS REGARDING SPECTRUM ALLOCATION AND ASSIGNMENTS FOR PUBLIC SAFETY PURPOSES

47 USC 303 note.

SEC. 9. (a) Funds authorized to be appropriated under section 2 of this Act shall be used by the Federal Communications Commission to establish a plan which adequately ensures that the needs of State and local public safety authorities would be taken into account in making allocations of the electromagnetic spectrum. In establishing such a plan the Commission shall (1) review the current and future needs of such public safety authorities in light of suitable and commercially available equipment and (2) consider the need for a nationwide contiguous frequency allocation for public safety purposes.

97 STAT. 1471

(b) Pending adoption of a plan, the Commission, while making assignments and allocations, shall duly recognize the needs of State and local public safety authorities.

CERTIFICATION OF TECHNICIANS

96 Stat. 1089.

SEC. 10. Section 4(f)(4) of the Communications Act of 1934 (47 U.S.C. 154(f)(4)) is amended—

(1) by redesignating subparagraphs (E) through (H) as subparagraphs (F) through (I), respectively; and

(2) by inserting immediately after subparagraph (D) the following new subparagraph:

"(E) The Commission shall have the authority to endorse certification of individuals to perform transmitter installation, operation, maintenance, and repair duties in the private land mobile services and fixed services (as defined by the Commission by rule) if such certification programs are conducted by organizations or committees which are representative of the users in those services and which consist of individuals who are not officers or employees of the Federal Government.".

VOLUNTEER ADMINISTERED AMATEUR RADIO EXAMINATIONS

SEC. 11. Section 4(f)(4) of the Communications Act of 1934 (47 U.S.C. 154(f)(4)), as amended by section 10 of this Act, is further amended by adding at the end thereof the following new subparagraph:

Reimbursement.

"(J) With respect to the acceptance of voluntary uncompensated services for the preparation, processing, or administration of examinations for amateur station operator licenses pursuant to subparagraph (A) or (B) of this paragraph, individuals, or organizations which provide or coordinate such authorized volunteer services may recover from examinees reimbursement for out-of-pocket costs. The total amount of allowable cost reimbursement per examinee shall not exceed $4, adjusted annually every January 1 for changes in the Department of Labor Consumer Price Index. Such individuals and organizations shall maintain records of out-of-pocket expenditures and shall certify annually to the Commission that all costs for which reimbursement was obtained were necessarily and prudently incurred.".

Records.

NEW TECHNOLOGIES AND SERVICES

SEC. 12. Title I of the Communications Act of 1934 is amended by inserting after section 6 the following new section:

"NEW TECHNOLOGIES AND SERVICES

"SEC. 7. (a) It shall be the policy of the United States to encourage the provision of new technologies and services to the public. Any person or party (other than the Commission) who opposes a new technology or service proposed to be permitted under this Act shall have the burden to demonstrate that such proposal is inconsistent with the public interest. 47 USC 157.

"(b) The Commission shall determine whether any new technology or service proposed in a petition or application is in the public interest within one year after such petition or application is filed or twelve months after the date of the enactment of this section, if later. If the Commission initiates its own proceeding for a new technology or service, such proceeding shall be completed within 12 months after it is initiated or twelve months after the date of the enactment of this section, if later.".

RADIO COMMUNICATION CONFERENCE PARTICIPANTS

SEC. 13. Not fewer than three vice chairpersons shall be appointed to any United States delegation to or for radio communications conferences held under the auspices of the International Telecommunications Union. Notwithstanding any other provision of law, and unless declined by the head of the entity involved, such chairpersons shall be officers or employees of the Department of State, the Department of Commerce, and the Federal Communications Commission.

Approved December 8, 1983.

LEGISLATIVE HISTORY—H.R. 2755:

HOUSE REPORT No. 98-356 (Comm. on Energy and Commerce).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Nov. 17, considered in House.
  Nov. 18, considered and passed House and Senate.

DEFENSE ACTS

Public Law 98-94
98th Congress

97 STAT. 614

An Act

To authorize appropriations for fiscal year 1984 for the Armed Forces for procurement, for research, development, test, and evaluation, and for operation and maintenance, to prescribe personnel strengths for such fiscal year for the Armed Forces and for civilian employees of the Department of Defense, to authorize appropriations for such fiscal year for civil defense, and for other purposes.

Sept. 24, 1983
[S. 675]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Department of Defense Authorization Act, 1984.

SHORT TITLE; TABLE OF CONTENTS

SECTION 1. (a) This Act may be cited as the "Department of Defense Authorization Act, 1984".

(b) The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—PROCUREMENT

Sec. 101. Authorization of appropriations, Army.
Sec. 102. Authorization of appropriations, Navy and Marine Corps.
Sec. 103. Authorization of appropriations, Air Force.
Sec. 104. Authorization of appropriations, Defense agencies.
Sec. 105. Extension of authority provided Secretary of Defense in connection with the NATO Airborne Warning and Control System (AWACS) program.
Sec. 106. Secure communications equipment and a special classified program.
Sec. 107. Limitation on Army procurement.
Sec. 108. Limitations on Navy procurement.
Sec. 109. Authorization of multiyear contracts for the B-1B aircraft; prohibition on multiyear contracts for certain equipment.
Sec. 110. Limitations and requirements with respect to the procurement and deployment of the MX missile.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Sec. 201. Authorization of appropriations.
Sec. 202. Limitations on funds for the Army.
Sec. 203. Limitations on funds for the Navy.
Sec. 204. Limitations on funds for the Air Force.
Sec. 205. Limitations on funds for the Defense agencies.
Sec. 206. Limitation on size of small mobile missile.
Sec. 207. Report on the Joint Tactical Missile System and the Joint Surveillance and Target Attack System; restriction on use of funds.
Sec. 208. Antiballistic missile defense system research.

TITLE III—OPERATION AND MAINTENANCE

Sec. 301. Authorization of appropriations.
Sec. 302. General authorization of appropriations for pay raises, fuel costs, and inflation adjustments.
Sec. 303. Prohibition of use of vessels with foreign-built major components under certain leases or service contracts.
Sec. 304. Authorization of appropriations for assistance for 1984 games of the XXIII Olympiad.
Sec. 305. Shelter for the homeless at military installations.

97 STAT. 615

TITLE IV—ACTIVE FORCES

Sec. 401. Authorization of end strengths.
Sec. 402. Quality control on enlistments into the Army for fiscal year 1984.
Sec. 403. Extension of authority for the temporary promotions of certain Navy lieutenants.
Sec. 404. Limit on funds for permanent change of station (PCS) travel during fiscal year 1984.

TITLE V—RESERVE FORCES

Sec. 501. Authorization of average strengths for Selected Reserve.
Sec. 502. Authorization of end strengths for Reserves on active duty in support of the Reserves.
Sec. 503. Increase in number of certain personnel authorized to be on active duty in support of the reserve components.
Sec. 504. Clarification of status of certain members of the National Guard serving in a full-time status.

TITLE VI—CIVILIAN PERSONNEL

Sec. 601. Authorization of end strength.
Sec. 602. Civilian personnel ceilings on industrially funded activities during fiscal year 1983.

TITLE VII—MILITARY TRAINING STUDENT LOADS

Sec. 701. Authorization of training student loads.
Sec. 702. Extension of reduction in number of students required to be in a unit of the Junior Reserve Officers' Training Corps.

TITLE VIII—CIVIL DEFENSE

Sec. 801. Authorization of appropriations.
Sec. 802. Amount authorized for contributions for State personnel and administrative expenses.

TITLE IX—MILITARY COMPENSATION AND HEALTH-CARE MATTERS

PART A—PAY AND ALLOWANCES

Sec. 901. Pay increase of 4 percent for members of the uniformed services.
Sec. 902. Adjustment in basic pay of certain officers with prior enlisted and warrant officer service.
Sec. 903. Hazardous duty pay for certain toxic fuel handlers.
Sec. 904. Extension of special pay for certain aviation career officers.
Sec. 905. Hostile fire pay for members serving in areas threatening imminent danger.
Sec. 906. Freeze of variable housing allowance at fiscal year 1983 rates.
Sec. 907. Variable housing allowance for Reserves on active duty for a period of 140 days or more.
Sec. 908. Clarification of rules for payment of per diem.
Sec. 909. Clarification of allowance for transportation of motor vehicle.
Sec. 910. Transportation for dependent children attending school in the United States when the member-parent is stationed overseas.
Sec. 911. Clarification of eligibility for separation pay.
Sec. 912. Reimbursements for accommodations in place of quarters.
Sec. 913. Advance payment of travel and transportation allowances for escorts and attendants of dependents.

PART B—RETIRED PAY MATTERS

Sec. 921. Limitation on applicability of one year look-back provision.
Sec. 922. Rounding of retired pay and survivor annuities to next lower whole dollar amount.
Sec. 923. Termination of six-month rounding rule for computing retired pay.
Sec. 924. Retired pay for certain otherwise ineligible reservists.
Sec. 925. Accrual funding for military retirement system.

PART C—HEALTH-CARE MATTERS

Sec. 931. CHAMPUS provisions.
Sec. 932. Authority for increased usage of contract health care providers.
Sec. 933. Studies and demonstration projects relating to health and medical care.
Sec. 934. Medical malpractice protection for health-care personnel of the Soldiers' and Airmen's Home. 97 STAT. 616
Sec. 935. Adjustments in stipend paid to recipients of Armed Forces Health Professions Scholarships.

PART D—SURVIVOR BENEFITS

Sec. 941. Clarification of survivor benefits coverage for former spouses.
Sec. 942. Extension of minimum income provision for certain widows.
Sec. 943. Clarification of continuing responsibility for funding of certain suvivors' benefits.

TITLE X—MILITARY PERSONNEL MATTERS

PART A—OFFICER PERSONNEL MANAGEMENT AND TRAINING

Sec. 1001. Temporary modification in certain general and flag officer grade limitations.
Sec. 1002. Performance of civil functions by military officers.
Sec. 1003. Modifications to Reserve Officers' Training Corps scholarship program.
Sec. 1004. Selection of persons from foreign countries to receive instruction at the service academies.
Sec. 1005. Nominations to service academies from Guam and former Canal Zone area.

Sec. 1006. Appointment of citizens of Northern Mariana Islands as commissioned officers.
Sec. 1007. Transfer of Public Health Service officers to other uniformed services.

PART B—RESERVE COMPONENT MANAGEMENT

Sec. 1011. Bonuses for enlistments, reenlistments, and voluntary extensions of service in elements of the Ready Reserve other than the Selected Reserve.
Sec. 1012. Extension of medical and dental care for reservists.
Sec. 1013. Test program on limited use of commissary stores by members of the Selected Reserve.
Sec. 1014. Grade determination for persons receiving original appointments as reserve medical officers of the Army or Air Force.
Sec. 1015. Promotion of certain reserve commissioned officers serving on active duty.
Sec. 1016. Computation of years of service for mandatory transfer of certain reservists to the Retired Reserve.
Sec. 1017. Authority to order certain retired members of reserve components to active duty.
Sec. 1018. Authority to permit retired enlisted members of regular components to be placed voluntarily in the Ready Reserve.
Sec. 1019. Validation of certain Army appointments made in grades above the grade of second lieutenant.

PART C—OTHER PERSONNEL MANAGEMENT PROVISIONS

Sec. 1021. Authority of President to suspend certain laws relating to promotion, retirement, and separation.
Sec. 1022. Authority to increase total initial term of service in the Armed Forces.
Sec. 1023. Variable terms for enlistments and reenlistments in regular components.

PART D—MISCELLANEOUS

Sec. 1031. Extension of period during which certain accumulated leave may be used.
Sec. 1032. Transportation of remains of military retirees dying in military hospitals.
Sec. 1033. Fee for veterinary services.
Sec. 1034. Extension of pilot Department of Defense educational assistance loan repayment program.

TITLE XI—NATO AND RELATED MATTERS

Sec. 1101. North Atlantic defense cooperative programs.
Sec. 1102. Report on allied contributions to the common defense.
Sec. 1103. Limitation on number of military personnel stationed in Europe.
Sec. 1104. Report on improvement of conventional forces of NATO.
Sec. 1105. Report on the nuclear posture of NATO.
Sec. 1106. Report on combat-to-support ratio of United States forces in Europe in support of NATO.
Sec. 1107. Report on United States expenditures in support of NATO.

97 STAT. 617

TITLE XII—GENERAL PROVISIONS

PART A—FINANCIAL MATTERS

Sec. 1201. Transfer authority.
Sec. 1202. Long-term lease or charter of aircraft and vessels.
Sec. 1203. Independent cost estimates of major defense acquisition programs.
Sec. 1204. Requirement of authorization of appropriations for working-capital funds.
Sec. 1205. One-year extension of test program to authorize price differentials to relieve economic dislocations.
Sec. 1206. Authorization of funds for upgrading the International Coordinating Committee (COCOM) logistical support.

PART B—DEPARTMENT OF DEFENSE MANAGEMENT MATTERS

Sec. 1211. Establishment of Defense Director of Operational Test and Evaluation.
Sec. 1212. Assistant Secretaries in the Department of Defense.
Sec. 1213. Commandant of the Marine Corps to be a member of the Armed Forces Policy Council.
Sec. 1214. 5 percent across-the-board reduction in headquarters staffs.
Sec. 1215. Regulations relating to increases in prices for spare parts and replacement equipment.
Sec. 1216. Report on management of spare parts.
Sec. 1217. Authority to withhold from public disclosure certain technical data.
Sec. 1218. Use of polygraphs by the Department of Defense.
Sec. 1219. Authority to provide routine port services to naval vessels of allied countries at no cost.
Sec. 1220. Reciprocal communications support.
Sec. 1221. Two-year extension of prohibition on contracts for the performance of firefighting and security functions.
Sec. 1222. Report on cost savings under contracting out procedures.
Sec. 1223. Extension of period for transfer of defense dependents' education system to Department of Education.
Sec. 1224. Force structure changes, Air Force.

PART C—PROVISIONS RELATING TO SPECIFIC PROGRAMS

Sec. 1231. Limitation on deployment of MX missile; development of small mobile missile.
Sec. 1232. Small, mobile, single warhead ICBMs.
Sec. 1233. Limitation on procurement of binary chemical weapons.
Sec. 1234. Prohibition against using funds appropriated for the advanced technology bomber program for any other purpose.
Sec. 1235. Establishing criteria governing the test of antisatellite warheads.
Sec. 1236. Requirement for the use of competitive bidding procedures for the lease of CT-39 replacement aircraft.
Sec. 1237. Limitation on waivers of cost-recovery requirements under Arms Export Control Act.
Sec. 1238. Waiver of limitation on Foreign Military Sales Program.
Sec. 1239. F/A-18 aircraft program.
Sec. 1240. Study to re-estimate the cost of the B-1B bomber program.

PART D—MISCELLANEOUS

Sec. 1251. Endorsement of report on improved strategic communications.
Sec. 1252. Public Health Service hospitals.
Sec. 1253. Employment protection for certain nonappropriated fund instrumentality employees.
Sec. 1254. Extension of the grace period for the enforcement of the provisions relating to the failure to register and the denial of Federal educational assistance.
Sec. 1255. Impact aid authorization.
Sec. 1256. Retirement deductions from the pay of judges of the United States Court of Military Appeals.
Sec. 1257. One-year postponement for certain deposits for civil service retirement credit for military service.
Sec. 1258. Compensation for injuries incurred in the performance of duty by members of the Civil Air Patrol.
Sec. 1259. Repeal of requirement for retiree suggestion program.
Sec. 1260. Offshore drilling affecting naval operations.
Sec. 1261. Restoration of Bedford Air Force Station, Virginia.
Sec. 1262. Prohibition on purchase of certain typewriters.
97 STAT. 618 Sec. 1263. Award of campaign and service medals to certain persons.
Sec. 1264. Commemorative medal for families of American personnel missing in Southeast Asia.
Sec. 1265. Name of school of medicine at the Uniformed Services University of the Health Sciences.
Sec. 1266. Acceptance of voluntary services for military museums and family support programs.
Sec. 1267. Report on proposed legislation for codification of certain provisions of law.
Sec. 1268. Technical amendments to title 10, United States Code.

TITLE I—PROCUREMENT

AUTHORIZATION OF APPROPRIATIONS, ARMY

SEC. 101. Funds are hereby authorized to be appropriated for fiscal year 1984 for procurement of aircraft, missiles, weapons and tracked combat vehicles, and ammunition and for other procurement for the Army as follows:

For aircraft, $3,331,400,000.
For missiles, $2,903,400,000.
For weapons and tracked combat vehicles, $4,734,500,000.
For ammunition, $2,147,100,000.
For other procurement, $4,836,200,000.
For Army National Guard equipment, $100,000,000.

AUTHORIZATION OF APPROPRIATIONS, NAVY AND MARINE CORPS

SEC. 102. (a) AIRCRAFT.—Funds are hereby authorized to be appropriated for fiscal year 1984 for procurement of aircraft for the Navy in the amount of $10,637,800,000.

(b) WEAPONS.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $3,903,000,000 for procurement of weapons (including missiles and torpedoes) for the Navy as follows:

For missile programs, $3,041,700,000.
For the MK-48 torpedo program, $124,600,000.
For the MK-46 torpedo program, $248,000,000.
For the MK-60 torpedo program, $105,400,000.
For the MK-30 mobile target program, $17,600,000.
For the MK-38 minimobile target program, $2,000,000.

For the antisubmarine rocket (ASROC) program, $17,300,000.

For the modification of torpedoes, $111,800,000.

For the torpedo support equipment program, $72,100,000.

For the MK-15 close-in weapons system program, $126,700,000.

For the 5-inch/54-caliber gun mount program, $16,100,000.

For the MK-75 76-millimeter gun mount program, $11,100,000.

For other weapons, $27,500,000.

The sum of the amounts authorized for programs under this subsection is reduced by $18,900,000.

(c) SHIPBUILDING AND CONVERSION.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $12,045,400,000 for shipbuilding and conversion for the Navy as follows:

For the Trident submarine program, $1,759,000,000.

For the SSN-688 nuclear attack submarine program, $2,042,400,000.

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For the aircraft carrier service life extension program (SLEP), $95,900,000.

For the CG-47 Aegis cruiser program, $3,397,400,000.

For the DDG-51 guided missile destroyer program, $79,000,000.

For the FFG-7 guided missile frigate program, $300,000,000.

For the battleship reactivation program, $57,700,000.

For the LSD-41 landing ship dock program, $509,000,000.

For the LHD-1 amphibious assault ship program, $1,379,700,000.

For the MCM-1 mine countermeasures ship program, $301,000,000.

For the MSH-1 minesweeper hunter program, $65,000,000.

For the TAGS ocean survey ship program, $34,500,000.

For the TAH hospital ship program, $260,000,000.

For the TAK(FBM) missile resupply ship program, $900,000.

For the TAFS combat stores ship program, $16,100,000.

For the TAO-187 fleet oiler program, $365,400,000.

For the TAKR fast logistic ship program, $246,500,000.

For the strategic sealift ready reserve program, $31,000,000.

For the LCAC landing craft air cushion program, $161,100,000.

For service craft and landing craft, $134,300,000.

For outfitting, post delivery, and cost growth, $868,700,000.

The sum of the amounts authorized for programs under this subsection is reduced by $59,200,000.

(d) OTHER.—Funds are hereby authorized to be appropriated for fiscal year 1984 for other procurement for the Navy in the amount of $4,497,600,000, of which—

(1) $681,500,000 is available only for the ship support equipment program;

(2) $1,562,800,000 is available only for the communications and electronics equipment program; and

(3) $930,300,000 is available only for the ordnance support equipment program.

(e) PROCUREMENT, MARINE CORPS.—Funds are hereby authorized to be appropriated for fiscal year 1984 for procurement for the Marine Corps (including missiles, tracked combat vehicles, and other weapons) in the amount of $1,805,200,000.

AUTHORIZATION OF APPROPRIATIONS, AIR FORCE

SEC. 103. (a) Funds are hereby authorized to be appropriated for fiscal year 1984 for procurement of aircraft and missiles and for other procurement for the Air Force as follows:

For aircraft, $21,282,800,000.

For missiles, $7,925,700,000.

For other procurement, $7,112,100,000.

For Air National Guard equipment, $25,000,000.

(b) Of the funds authorized to be appropriated in this section for aircraft for the Air Force, the sum of $112,100,000 is available only for contribution by the United States as its share of the cost for fiscal year 1984 of acquisition by the North Atlantic Treaty Organization of the Airborne Warning and Control System (AWACS).

(c) Of the funds authorized to be appropriated in this section for missiles for the Air Force, the sum of $459,000,000 is available for procurement of 240 missiles under the AGM-86B air-launched cruise missile program, of which $14,000,000 is available for advance procurement for such program.

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AUTHORIZATION OF APPROPRIATIONS, DEFENSE AGENCIES

SEC. 104. Funds are hereby authorized to be appropriated for fiscal year 1984 for procurement by the Defense agencies in the amount of $972,700,000.

EXTENSION OF AUTHORITY PROVIDED SECRETARY OF DEFENSE IN CONNECTION WITH THE NATO AIRBORNE WARNING AND CONTROL SYSTEM (AWACS) PROGRAM

Effective date.

SEC. 105. Effective on October 1, 1983, section 103(a) of the Department of Defense Authorization Act, 1982 (Public Law 97-86; 95 Stat. 1100), is amended by striking out "fiscal year 1983" both places it appears and inserting in lieu thereof "fiscal year 1984".

SECURE COMMUNICATIONS EQUIPMENT AND A SPECIAL CLASSIFIED PROGRAM

SEC. 106. The Secretary of Defense is authorized to procure secure telephone communication systems, including equipment and related items, during fiscal year 1984 for the Department of Defense and other Government agencies and entities to support a national program to provide secure telephone service. Of the funds authorized to be appropriated pursuant to this title, not more than $60,000,000 may be used to provide secure telephone equipment and related items to the Department of Defense and other Government agencies and entities in support of such a national program. Equipment provided to Government agencies and entities outside the Department of Defense under the authority of this section and such related services as may be necessary may be furnished by the Secretary of Defense with or without reimbursement. In addition, of the funds authorized to be appropriated pursuant to this Act, not more than $220,000,000 is authorized for a special classified program.

LIMITATION ON ARMY PROCUREMENT

SEC. 107. The Secretary of the Army may not make a contract for the purpose of establishing a second source for production of the engine for the M-1 tank.

LIMITATIONS ON NAVY PROCUREMENT

Notification of congressional committees.

SEC. 108. (a)(1) None of the funds appropriated pursuant to the authorization of appropriations for the strategic sealift ready reserve program under section 102(c) (Shipbuilding and Conversion for the Navy) may be obligated or expended for the acquisition of a specific vessel for that program until (A) the Secretary of the Navy has notified the Committees on Armed Services and on Appropriations of the Senate and House of Representatives of the proposed acquisition of that vessel for that program, and (B) a period of 30 days of continuous session of Congress has expired following the date on which that notice was received by those committees.

Congressional adjournment.

(2) For purposes of paragraph (1), the continuity of a session of Congress is broken only by an adjournment of the Congress sine die, and the days on which either House is not in session because of an adjournment of more than three days to a day certain are excluded in the computation of such 30-day period.

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(b) None of the funds appropriated pursuant to any authorization of appropriations contained in this Act may be obligated or expended for the purchase of the 5-inch semiactive laser guided projectile until the Secretary of the Navy has acquired a technical data package for that projectile and has determined that such technical data package (1) does not contain proprietary data, and (2) can be used to solicit a second production source for such projectile.

AUTHORIZATION OF MULTIYEAR CONTRACTS FOR THE B-1B AIRCRAFT; PROHIBITION ON MULTIYEAR CONTRACTS FOR CERTAIN EQUIPMENT

SEC. 109. (a) Notwithstanding any other provision of law, procurement of the B-1B aircraft program may be carried out under a multiyear procurement contract in accordance with section 2306(h) of title 10, United States Code.

(b) The Department of Defense is hereby denied the authority to execute multiyear procurement contracts, as proposed in the Department's fiscal year 1984 budget request, for procurement of any of the following:

(1) AH-64 helicopter engines.
(2) F-18 aircraft engines.
(3) F-15 aircraft.
(4) KC-135 reengining (airframes).
(5) Mark 30 targets.
(6) AN/SSQ-62 DICASS sonobuoys.

LIMITATIONS AND REQUIREMENTS WITH RESPECT TO THE PROCUREMENT AND DEPLOYMENT OF THE MX MISSILE

SEC. 110. (a)(1) Funds appropriated pursuant to the authorization of appropriations in section 103 may be used to procure not more than 21 operational MX missiles for deployment.

(2) MX missiles procured with funds authorized to be appropriated by section 103 shall be deployed in existing Minuteman missile silos that are part of the 319th and 400th Strategic Missile Squadrons and supported by Francis E. Warren Air Force Base, Wyoming. The first ten MX missiles procured for deployment by the Air Force shall be placed on alert status, with appropriate security and logistics facilities in operation, not later than December 31, 1986.

Environmental impact statement.

(b)(1) The Secretary of the Air Force shall prepare a full draft and final environmental impact statement in accordance with all terms, conditions, and requirements of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) on the proposed deployment and peacetime operations of MX missiles in the Minuteman silos referred to in subsection (a). The final environmental impact statement on the proposed deployment of such missiles shall be published not later than January 31, 1984.

Publication.

(2) Notwithstanding any other provision of law, the Secretary of the Air Force (A) may immediately commence planning, facility and equipment designing, surveying, and other predeployment activities with respect to the MX missile, and (B) shall proceed promptly following the publication of the final environmental impact statement referred to in paragraph (1) with deployment of MX missiles in the missile silos referred to in subsection (a).

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(c) This section shall be carried out in a manner consistent with the provisions of section 1231.

Post, p. 693.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

AUTHORIZATION OF APPROPRIATIONS

SEC. 201. (a) Funds are hereby authorized to be appropriated for fiscal year 1984 for the use of the Armed Forces for research, development, test, and evaluation in amounts as follows:

For the Army, $4,204,552,000.

For the Navy (including the Marine Corps), $7,619,409,000.

For the Air Force, $12,622,193,000.

For the Defense Agencies, $2,856,754,000, of which $50,000,000 is authorized for the activities of the Director of Test and Evaluation, Defense.

(b) In addition to the funds authorized to be appropriated in subsection (a), there are authorized to be appropriated for fiscal year 1984 such additional sums as may be necessary for increases in salary, pay, retirement, and other employee benefits authorized by law for civilian employees of the Department of Defense whose compensation is provided for by funds authorized to be appropriated in subsection (a).

LIMITATIONS ON FUNDS FOR THE ARMY

SEC. 202. (a) Of the amount authorized in section 201 for the Army—

(1) $7,650,000 is available only for 75-millimeter and 90-millimeter guns for light armored vehicles;

(2) $7,000,000 is available only for neutral particle beam research as part of the ballistic missile defense advanced technology program;

(3) $15,000,000 is available only for integration (including qualification) of the Hellfire missile on the UH–60 helicopter;

(4) $50,160,000 is available only for the Joint Tactical Missile System and for selection of either the Patriot T–16 or Lance T–22 as the delivery vehicle for such system; and

(5) $12,561,000 is available only for the Mobile Protected Gun System.

(b) None of the amount appropriated pursuant to the authorization in section 201 for the Army may be used for full-scale engineering development of the Military Computer Family System until the Secretary of Defense provides to the Committees on Armed Services of the Senate and House of Representatives a plan for the introduction and integration of advanced micro-electronic computers into weapons systems.

(c) Of the funds authorized to be appropriated pursuant to this section, $20,500,000 shall be available for research and development by the Department of the Army for the Military Computer Family. The Secretary of Defense shall make offsetting reductions in lower priority computer application projects authorized in this Act.

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LIMITATIONS ON FUNDS FOR THE NAVY

SEC. 203. (a) Of the amount authorized in section 201 for the Navy (including the Marine Corps)—

(1) $24,000,000 is available only for continued development of the Rankine Cycle Energy Recovery (RACER) system to ensure compatibility of the RACER system with all ships of the DDG–51 class, including the lead ship;

(2) $20,000,000 is available only for the antiradiation projectile program;

(3) $72,593,000 is available only for the Mark 92 fire control system;

(4) $10,000,000 is available only for a derivative of the Standard Missile II to be used for the Navy outer air battle mission; and

(5) $1,470,000 is available only for the evaluation of a wing-lift system for Navy utility craft.

Computerization plan, submittal to congressional committees.

(b)(1) None of the amount appropriated pursuant to the authorization in section 201 for the Navy may be used for full-scale engineering development of the AN/UYK–43 and AN/UYK–44 computers until the Secretary of Defense provides to the Committees on Armed Services of the Senate and House of Representatives a plan for the introduction and integration of advanced microelectronic computers into weapons systems.

(2) None of the amount appropriated pursuant to the authorization in section 201 for the Navy may be used for the Navy Mid-Infrared Advanced Chemical Laser program.

LIMITATIONS ON FUNDS FOR THE AIR FORCE

SEC. 204. (a) Of the amount authorized in section 201 for the Air Force—

(1) $60,000,000 is available for the Strategic Laser System Technology program, of which $40,000,000 is available only for the development by the Air Force Space Command of the visible/ultraviolet short wavelength laser program;

(2) not less than $22,477,000 is available for research and development of Training and Simulation Technology; and

(3) $20,000,000 is available only for the development of terminally guided and sensor-fused submunitions for the Air Force deep strike mission.

(b) None of the amount appropriated pursuant to the authorization in section 201 for the Air Force may be used for continued development of the Airborne Laser Laboratory.

LIMITATIONS ON FUNDS FOR THE DEFENSE AGENCIES

SEC. 205. (a) Of the amount authorized in section 201 for the Defense Agencies—

(1) not less than $65,000,000 is available only for research, development, test, and evaluation of free-electron and other short wavelength (excluding blue-green) lasers;

(2) $33,100,000 is available only for the particle-beam technology program, including modifications to the advanced test accelerator required for free-electron laser research; and

(3) $22,000,000 is available only for a joint Defense Advanced Research Projects Agency and Department of Energy project for research, development, test, and evaluation of third-generation defensive weapons.

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Comprehensive plan, submittal to Congress.

(b) None of the amount appropriated pursuant to the authorization in section 201 for the Defense Agencies may be used for research, development, test, and evaluation for the program for fifth-generation artificial intelligence computers until the Secretary of Defense submits to Congress a comprehensive plan for the manner in which such program will be carried out.

LIMITATION ON SIZE OF SMALL MOBILE MISSILE

SEC. 206. None of the funds appropriated pursuant to authorizations of appropriations in section 201 for the Air Force may be obligated or expended for research, development, test, or evaluation for an intercontinental-range mobile ballistic missile that would weigh more than 33,000 pounds or that would carry more than a single warhead.

REPORT ON THE JOINT TACTICAL MISSILE SYSTEM AND THE JOINT SURVEILLANCE AND TARGET ATTACK SYSTEM; RESTRICTION ON USE OF FUNDS

Submittal to congressional committees.

SEC. 207. (a) The Secretary of Defense and the Chairman of the Joint Chiefs of Staff shall submit to the Committees on Armed Services of the Senate and the House of Representatives not later than October 1, 1984, a report setting forth a comprehensive and coordinated plan for the development and procurement of the Joint Tactical Missile System and the Joint Surveillance and Target Attack System (JSTARS) of the Air Force. The report shall clearly define the integration of those systems within the Air-Land Battle concept developed in the Department of Defense and the expected contribution of those systems to the disruption and destruction of follow-on enemy forces.

Joint hearing of congressional committees.

(b) Of the total amount appropriated for the Air Force JSTARS program pursuant to authorizations in this title, $20,000,000 may not be obligated or expended for the integration of the JSTARS radar on any airborne platform until after the completion of a joint hearing of the Committees on Armed Services of the Senate and the House of Representatives on the subject of deep strike interdiction or until after December 1, 1983, whichever occurs first.

ANTIBALLISTIC MISSILE DEFENSE SYSTEM RESEARCH

Funding restriction.

SEC. 208. (a) Subject to subsection (b), the Secretary of Defense may use not more than $50,400,000 of amounts appropriated pursuant to an authorization of appropriations in this title which are not obligated for any other purpose to carry out research, development, test, and evaluation on the Ballistic Missile Defense systems technology program of the Army. The amount authorized under the preceding sentence—

(1) is in addition to any amount authorized to be appropriated by this title to carry out research, development, test, and evaluation on the Ballistic Missile Defense systems technology program of the Army; and

(2) is not an addition to the total of the authorizations of appropriations contained in this Act.

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Funding restriction.

(b) Funds for the purpose of subsection (a) may not be derived from amounts appropriated for Army tactical conventional programs.

TITLE III—OPERATION AND MAINTENANCE

AUTHORIZATION OF APPROPRIATIONS

SEC. 301. (a) ARMY.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $17,523,091,000 for expenses, not otherwise provided for, for the operation and maintenance of the Army as follows:

(1) For general purpose forces, $6,389,569,000.
(2) For intelligence and communications, $1,025,578,000.
(3) For central supply and maintenance, $5,005,214,000.
(4) For training, medical, and other general personnel activities, $3,858,200,000.
(5) For administration, $1,138,288,000.
(6) For support of other nations, $106,242,000.

(b) NAVY.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $22,489,400,000 for expenses, not otherwise provided for, for the operation and maintenance of the Navy and the Marine Corps as follows:

(1) For strategic forces, $1,974,261,000.
(2) For general purpose forces, $10,645,207,000.
(3) For intelligence and communications, $1,063,381,000.
(4) For central supply and maintenance, $6,160,033,000.
(5) For training, medical, and other general personnel activities, $1,987,832,000.
(6) For administration, $656,166,000.
(7) For support of other nations, $2,520,000.

(c) MARINE CORPS.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $1,554,700,000 for expenses, not otherwise provided for, for the operation and maintenance of the Marine Corps as follows:

(1) For general purpose forces, $910,501,000.
(2) For central supply and maintenance, $337,123,000.
(3) For training, medical, and other general personnel activities, $210,773,000.
(4) For administration, $96,303,000.

(d) AIR FORCE.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $18,061,100,000 for expenses, not otherwise provided for, for the operation and maintenance of the Air Force as follows:

(1) For strategic forces, $3,100,886,000.

(2) For general purpose forces, $3,966,062,000.

(3) For intelligence and communications, $1,792,317,000.

(4) For airlift and sealift, $1,182,783,000.

(5) For central supply and maintenance, $5,483,689,000.

(6) For training, medical, and other general personnel activities, $1,986,810,000.

(7) For administration, $540,310,000.

(8) For support of other nations, $8,243,000.

(e) Defense Agencies.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $6,709,400,000 for expenses, not otherwise provided for, for the operation and maintenance of activities and agencies of the Department of Defense (other than the military departments) as follows:

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(1) For general purpose forces, $284,114,000.

(2) For intelligence and communications, $2,279,559,000.

(3) For central supply and maintenance, $1,559,231,000.

(4) For training, medical, and other general personnel activities, $2,164,915,000.

(5) For administration, $421,581,000.

(f) Army Reserve.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $685,500,000 for expenses, not otherwise provided for, for the operation and maintenance of the Army Reserve as follows:

(1) For mission forces, $398,470,000.

(2) For depot maintenance, $8,910,000.

(3) For other support, $278,120,000.

(g) Navy Reserve.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $675,300,000 for expenses, not otherwise provided for, for the operation and maintenance of the Navy Reserve as follows:

(1) For mission forces, $413,148,000.

(2) For depot maintenance, $88,538,000.

(3) For other support, $173,614,000.

(h) Marine Corps Reserve.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $52,929,000 for expenses, not otherwise provided for, for the operation and maintenance of the Marine Corps Reserve as follows:

(1) For mission forces, $27,503,000.

(2) For depot maintenance, $1,589,000.

(3) For other support, $23,837,000.

(i) Air Force Reserve.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $791,100,000 for expenses, not otherwise provided for, for the operation and maintenance of the Air Force Reserve as follows:

(1) For mission forces, $521,718,000.

(2) For depot maintenance, $131,149,000.

(3) For other support, $138,233,000.

(j) Army National Guard.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $1,180,200,000 for expenses, not otherwise provided for, for the operation and maintenance of the Army National Guard as follows:

(1) For training operations, $223,357,000.

(2) For logistical support, $861,108,000.

(3) For headquarters and command support, $85,374,000.

(4) For medical support, $10,361,000.

(k) Air National Guard.—Funds are hereby authorized to be appropriated for fiscal year 1984 in the total amount of $1,808,900,000 for expenses, not otherwise provided for, for the operation and maintenance of the Air National Guard as follows:

(1) For mission forces, $1,292,200,000.

(2) For depot maintenance, $403,700,000.

(3) For other support, $113,000,000.

(l) National Board for the Promotion of Rifle Practice, Army.—There is hereby authorized to be appropriated for fiscal year 1984 the amount of $899,000 for the expenses of the Secretary

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of the Army, upon the recommendation of the National Board for the Promotion of Rifle Practice, under section 4308 of title 10, United States Code, and the expenses of the Secretary of the Army under sections 4309 and 4313 of such title.

10 USC 4309, 4313.

(m) CLAIMS, DEFENSE.—There is hereby authorized to be appropriated for fiscal year 1984 the amount of $172,900,000 for payment, not otherwise provided for, of claims authorized by law to be paid by the Department of Defense (except for civil functions).

(n) COURT OF MILITARY APPEALS, DEFENSE.—There is hereby authorized to be appropriated for fiscal year 1984 the amount of $3,372,000 for salaries and expenses for the United States Court of Military Appeals.

GENERAL AUTHORIZATION OF APPROPRIATIONS FOR PAY RAISES, FUEL COSTS, AND INFLATION ADJUSTMENTS

SEC. 302. There are authorized to be appropriated for fiscal year 1984, in addition to the amounts authorized to be appropriated in section 301, such sums as may be necessary—

(1) for increases in salary, pay, retirement, and other employee benefits authorized by law for civilian employees of the Department of Defense whose compensation is provided for by funds authorized to be appropriated in section 301;

(2) for unbudgeted increases in fuel costs; and

(3) for increases as the result of inflation in the cost of activities authorized by section 301.

PROHIBITION OF USE OF VESSELS WITH FOREIGN-BUILT MAJOR COMPONENTS UNDER CERTAIN LEASES OR SERVICE CONTRACTS

SEC. 303. (a)(1) None of the funds appropriated pursuant to the authorizations of appropriations in section 301 may be obligated or expended for the lease of a vessel which has not previously been placed in service, or for the provision of a service through use by a contractor of a vessel which has not previously been placed in service, under a contract which will be for a long term or under which the United States will have a substantial termination liability and under which the vessel involved will have a main propulsion system or other major component of the hull or superstructure not built in the United States.

(2) None of the funds appropriated pursuant to the authorizations of appropriations in section 301 may be obligated or expended for a contract that is an agreement to lease or an agreement to provide services and that is (or will be) accompanied by a contract for the actual lease or provision of services if the contract for the actual lease or provision of services is (or will be) a contract described in paragraph (1).

(b) For purposes of subsection (a)—

(1) a contract shall be considered to be for a long term if the term of the contract, including all options under the contract, is for more than 5 years; and

(2) the United States shall be considered to have a substantial termination liability under a contract if, as determined under regulations prescribed by the Secretary of Defense, the sum of—

(A) the present value of the amount of the termination liability of the United States under the contract as of the end of the term of the contract (exclusive of any option to extend the contract), and

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(B) the present value of the total of the payments to be made by the United States under the contract (excluding any option to extend the contract) attributable to capital-hire,

is more than one-half the price of the vessel involved.

(c) Subsection (a) does not apply with respect to a contract entered into before the date of the enactment of this Act.

AUTHORIZATION OF APPROPRIATIONS FOR ASSISTANCE FOR 1984 GAMES OF THE XXIII OLYMPIAD

SEC. 304. (a) Notwithstanding any other provision of law, the Secretary of Defense is authorized—

(1) to provide logistical support and personnel services to the 1984 games of the XXIII Olympiad;

(2) to lend and provide equipment in support of the 1984 games of the XXIII Olympiad; and

(3) to provide such other services in support of the 1984 games of the XXIII Olympiad as the Secretary may consider advisable.

(b) There is authorized to be appropriated to the Department of Defense for fiscal 1984 an amount not to exceed $50,000,000 for the purpose of carrying out subsection (a). Except for funds used for pay and nontravel related allowances for members of the Armed Forces (other than members of the reserve components called or ordered to active duty to provide support for the XXIII Olympiad), no funds may be obligated for such purpose unless specifically appropriated for such purpose. The costs for pay and nontravel related allowances of members of the Armed Forces (other than members of the reserve components called or ordered to active duty to provide support for the XXIII Olympiad) may not be charged to appropriations made pursuant to this authorization.

Presidential approval of justification.

(c) None of the funds appropriated pursuant to the authorization contained in this section may be obligated until the President approves the justification for the assistance described in subsection (a) submitted by the Olympic Law Enforcement Coordination Council. The justification shall include an explanation of the necessity for the requested support for security, medical services, and for related equipment or other support. The justification shall also include the operational responsibilities and financial limitations of each governmental agency represented on the Council. Such justification shall be presented in such detail as the Secretary of Defense considers necessary.

Copies forwarded to congressional committees.

(d) Upon approval of the justification referred to in subsection (c) by the President, a copy of such justification shall be forwarded to the Committees on Armed Services and on Appropriations of the Senate and the House of Representatives.

SHELTER FOR THE HOMELESS AT MILITARY INSTALLATIONS

SEC. 305. (a)(1) Chapter 151 of title 10, United States Code, is amended by adding at the end thereof the following new section:

10 USC 2546.

"§ 2546. Shelter for homeless; incidental services

"(a)(1) The Secretary of a military department may make military installations under his jurisdiction available for the furnishing of shelter to persons without adequate shelter. The Secretary may, incidental to the furnishing of such shelter, provide services as described in subsection (b). Shelter and incidental services provided under this section may be provided without reimbursement.

"(2) The Secretary concerned shall carry out this section in cooperation with appropriate State and local governmental entities and charitable organizations. The Secretary shall, to the maximum extent practicable, use the services and personnel of such entities and organizations in determining to whom and the circumstances under which shelter is furnished under this section.

"(b) Services that may be provided incident to the furnishing of shelter under this section are the following:

"(1) Utilities.

"(2) Bedding.

"(3) Security.

"(4) Transportation.

"(5) Renovation of facilities.

"(6) Minor repairs undertaken specifically to make suitable space available for shelter to be provided under this section.

"(7) Property liability insurance.

"(c) Shelter and incidental services may only be provided under this section to the extent that the Secretary concerned determines will not interfere with military preparedness or ongoing military functions.

Regulations.

"(d) The Secretary of Defense shall prescribe regulations for the administration of this section.".

(2) The table of sections at the beginning of such chapter is amended by adding at the end thereof the following new item:

"2546. Shelter for homeless; incidental services.".

Effective date.
10 USC 2546 note.

(b) Section 2546 of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 1983.

TITLE IV—ACTIVE FORCES

AUTHORIZATION OF END STRENGTHS

SEC. 401. The Armed Forces are authorized strengths for active duty personnel as of September 30, 1984, as follows:

(1) The Army, 780,000.
(2) The Navy, 564,800.
(3) The Marine Corps, 196,600.
(4) The Air Force, 594,500.

QUALITY CONTROL ON ENLISTMENTS INTO THE ARMY FOR FISCAL YEAR 1984

Effective date.

SEC. 402. Effective on October 1, 1983, section 302(a) of the Department of Defense Authorization Act, 1981 (Public Law 96-342; 10 U.S.C. 520 note), is amended by striking out "October 1, 1982" and "September 30, 1983" and inserting in lieu thereof "October 1, 1983" and "September 30, 1984", respectively.

EXTENSION OF AUTHORITY FOR THE TEMPORARY PROMOTIONS OF CERTAIN NAVY LIEUTENANTS

SEC. 403. Section 5721(f) of title 10, United States Code, is amended by striking out "September 30, 1983" and inserting in lieu thereof "September 30, 1984".

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LIMIT ON FUNDS FOR PERMANENT CHANGE OF STATION (PCS) TRAVEL DURING FISCAL YEAR 1984

SEC. 404. (a)(1) Except as provided in paragraph (2), during fiscal year 1984, not more than $2,585,626,000 may be spent from funds available to the Department of Defense for permanent change of station travel (including all expenses of such travel for organizational movements). Assignments for temporary duty may not be increased in order to circumvent the limitation in the preceding sentence.

Notification of congressional committees on exceeding limit.

(2) The limit on expenditures specified in paragraph (1) may be exceeded if the Secretary of Defense notifies the Committees on Armed Services and on Appropriations of the Senate and the House of Representatives of the need to exceed such limit and identifies the source of the funds that will be used for that purpose.

(b) The Secretary of Defense shall take such steps as are necessary, consistent with the requirements of military readiness, to reduce the number of permanent changes of station of members of the Armed Forces. Such steps may include—

(1) reductions to the minimum essential level in the number of permanent changes of station required within the continental United States;

(2) extensions of the length of tours of duty overseas in locations other than locations that do not allow for accompanied tours; and

(3) reductions in the number of active duty military personnel stationed outside the continental United States.

TITLE V—RESERVE FORCES

AUTHORIZATION OF AVERAGE STRENGTHS FOR SELECTED RESERVE

10 USC 261 note.

SEC. 501. (a) For fiscal year 1984 the Selected Reserve of the reserve components of the Armed Forces shall be programed to attain average strengths of not less than the following:

(1) The Army National Guard of the United States, 425,000.
(2) The Army Reserve, 273,700.
(3) The Naval Reserve, 112,600.
(4) The Marine Corps Reserve, 40,300.
(5) The Air National Guard of the United States, 103,400.
(6) The Air Force Reserve, 68,600.
(7) The Coast Guard Reserve, 12,000.

Reduction.

(b) The average strength prescribed by subsection (a) for the Selected Reserve of any reserve component shall be proportionately reduced by (1) the total authorized strength of units organized to serve as units of the Selected Reserve of such component which are on active duty (other than for training) at any time during the fiscal year, and (2) the total number of individual members not in units organized to serve as units of the Selected Reserve of such component who are on active duty (other than for training or for unsatisfactory participation in training) without their consent at any time during the fiscal year. Whenever such units or such individual members are released from active duty during any fiscal year, the average strength prescribed for such fiscal year for the Selected Reserve of such reserve component shall be proportionately increased by the total authorized strength of such units and by the total number of such individual members.

Increase.

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AUTHORIZATION OF END STRENGTHS FOR RESERVES ON ACTIVE DUTY IN SUPPORT OF THE RESERVES

SEC. 502. Within the average strengths prescribed in section 501, the reserve components of the Armed Forces and the National Guard are authorized, as of September 30, 1984, the following number of Reserves to be serving on full-time active duty, and members of the National Guard to be serving in a full-time duty status, for the purpose of organizing, administering, recruiting, instructing, or training the reserve components or the National Guard:

(1) The Army National Guard and the Army National Guard of the United States, 18,194.
(2) The Army Reserve, 9,914.
(3) The Naval Reserve, 13,846.
(4) The Marine Corps Reserve, 801.
(5) The Air National Guard and the Air National Guard of the United States, 5,915.
(6) The Air Force Reserve, 517.

Increase.

(b) Upon a determination by the Secretary of Defense that such action is in the national interest, the end strengths prescribed by subsection (a) may be increased by a total of not more than the number equal to 2 percent of the total end strengths prescribed.

INCREASE IN NUMBER OF CERTAIN PERSONNEL AUTHORIZED TO BE ON ACTIVE DUTY IN SUPPORT OF THE RESERVE COMPONENTS

SEC. 503. (a) The table in section 517(b) of title 10, United States Code, is amended to appear as follows:

"Grade	Army	Navy	Air Force	Marine Corps
E-9	314	156	143	6
E-8	1,494	381	617	56".

10 USC 524.

(b) The table in section 524(a) of such title is amended to appear as follows:

"Grade	Army	Navy	Air Force	Marine Corps
Major or Lieutenant Commander	1,948	823	408	95
Lieutenant Colonel or Commander	967	520	303	48
Colonel or Navy Captain	338	177	171	23".

Effective date.
10 USC 517 note.

(c) The amendments made by subsections (a) and (b) shall take effect on October 1, 1983.

CLARIFICATION OF STATUS OF CERTAIN MEMBERS OF THE NATIONAL GUARD SERVING IN A FULL-TIME STATUS

SEC. 504. (a) Section 502 of the Department of Defense Authorization Act, 1983 (Public Law 97-252; 96 Stat. 726), is amended—

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(1) by inserting "and the National Guard" after "the Armed Forces";

(2) by inserting ", and members of the National Guard to be serving in a full-time duty status," after "active duty";

(3) by inserting "or the National Guard" after "reserve components" the second place it appears;

(4) by striking out paragraph (1) and inserting in lieu thereof the following:

"(1) The Army National Guard and the Army National Guard of the United States, 14,419."; and

(5) by striking out paragraph (5) and inserting in lieu thereof the following:

"(5) The Air National Guard and the Air National Guard of the United States, 5,158.".

(b)(1) Chapter 3 of title 32, United States Code, is amended by adding at the end thereof the following new section:

32 USC 335.

"§ 335. Status of certain members performing full-time duty

"Members of the National Guard serving in a full-time duty status for the purpose of organizing, administering, recruiting, instructing, or training the National Guard shall be entitled to all rights, privileges, and benefits of members called to active duty under section 265 of title 10 and shall be considered to be serving on active duty for purposes of sections 524(a) and 976 of such title.".

10 USC 265.
10 USC 524, 976.

(2) The table of sections at the beginning of such chapter is amended by adding at the end thereof the following new item:

"335. Status of certain members performing full-time duty.".

Legislation, submittal to congressional committees.

(c) Not later than November 15, 1983, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a draft of legislation to provide on a permanent basis that members of the National Guard described in section 335 of title 32, United States Code, as added by subsection (b), are under State control except when explicitly ordered to Federal service in accordance with law.

TITLE VI—CIVILIAN PERSONNEL

AUTHORIZATION OF END STRENGTH

SEC. 601. (a) The Department of Defense is authorized a strength in civilian personnel, as of September 30, 1984, of 1,056,200.

Report to Congress.

(b) The strength for civilian personnel prescribed in subsection (a) shall be apportioned among the Department of the Army, the Department of the Navy, the Department of the Air Force, and the agencies of the Department of Defense (other than the military departments) in such numbers as the Secretary of Defense shall prescribe. The Secretary of Defense shall report to the Congress within 60 days after the date of enactment of this Act on the manner in which the initial allocation of civilian personnel is made among the military departments and the agencies of the Department of Defense (other than the military departments) and shall include the rationale for each allocation.

Direct-hire and indirect-hire civilian personnel.

(c)(1) In computing the strength for civilian personnel, there shall be included all direct-hire and indirect-hire civilian personnel employed to perform military functions administered by the Department of Defense (other than those performed by the National Security Agency) whether employed on a full-time, part-time, or intermittent basis, but excluding special employment categories for students and disadvantaged youth such as the stay-in-school campaign, the temporary summer aid program and the Federal junior fellowship program and personnel participating in the worker-trainee opportunity program.

Part-time career employees.

5 USC 3404.

(2) Personnel employed under a part-time career employment program established by section 3402 of title 5, United States Code, shall be counted as prescribed by section 3404 of that title. Personnel employed in an overseas area on a part-time basis under a nonpermanent local-hire appointment who are dependents accompanying a Federal civilian employee or a member of a uniformed service on official assignment or tour of duty shall also be counted as prescribed by section 3404 of that title.

Transferred or assigned functions, duties, or activities.

(3) Whenever a function, power or duty, or activity is transferred or assigned to a department or agency of the Department of Defense from a department or agency outside of the Department of Defense, or from another department or agency within the Department of Defense, the civilian personnel end-strength authorized for such departments or agencies of the Department of Defense affected shall be adjusted to reflect any increases or decreases in civilian personnel required as a result of such transfer or assignment.

Excess civilian personnel.

(d) When the Secretary of Defense determines that such action is necessary in the national interest, the Secretary of Defense may authorize the employment of civilian personnel in excess of the number authorized by subsection (a), but such additional number may not exceed 2 percent of the total number of civilian personnel authorized for the Department of Defense by subsection (a). The Secretary of Defense shall promptly notify the Congress of any authorization to increase civilian personnel strength under this subsection.

Notification of Congress.

CIVILIAN PERSONNEL CEILINGS ON INDUSTRIALLY FUNDED ACTIVITIES DURING FISCAL YEAR 1983

SEC. 602. In computing the authorized strength for civilian personnel prescribed in section 601(a) of the Department of Defense Authorization Act, 1983 (Public Law 97-252; 96 Stat. 727), any increase during fiscal year 1983 in the number of civilian personnel of industrially funded activities of the Department of Defense in excess of the number of civilian personnel employed in such activities on September 30, 1982, shall not be counted.

TITLE VII—MILITARY TRAINING STUDENT LOADS

AUTHORIZATION OF TRAINING STUDENT LOADS

SEC. 701. (a) For fiscal year 1984, the components of the Armed Forces are authorized average military training student loads as follows:

(1) The Army, 71,817.
(2) The Navy, 66,911.
(3) The Marine Corps, 21,105.
(4) The Air Force, 49,007.
(5) The Army National Guard of the United States, 21,105.
(6) The Army Reserve, 12,724.
(7) The Naval Reserve, 2,886.
(8) The Marine Corps Reserve, 3,223.
(9) The Air National Guard of the United States, 2,845.

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(10) The Air Force Reserve, 1,705.

Ante, pp 629, 630, 632.

(b) The average military student loads for the Army, the Navy, the Marine Corps, and the Air Force and the reserve components authorized in subsection (a) for fiscal year 1984 shall be adjusted consistent with the manpower strengths authorized in titles IV, V, and VI of this Act. Such adjustment shall be apportioned among the Army, the Navy, the Marine Corps, and the Air Force and the reserve components in such manner as the Secretary of Defense shall prescribe.

EXTENSION OF REDUCTION IN NUMBER OF STUDENTS REQUIRED TO BE IN A UNIT OF THE JUNIOR RESERVE OFFICERS' TRAINING CORPS

SEC. 702. Section 602 of the Department of Defense Authorization Act, 1981 (10 U.S.C. 2031 note), is amended by striking out "August 31, 1983" and inserting in lieu thereof "August 31, 1984".

TITLE VIII—CIVIL DEFENSE

AUTHORIZATION OF APPROPRIATIONS

SEC. 801. There is hereby authorized to be appropriated for fiscal year 1984 to carry out the provisions of the Federal Civil Defense Act of 1950 (50 U.S.C. App. 2251 et seq.) the sum of $169,000,000.

AMOUNT AUTHORIZED FOR CONTRIBUTIONS FOR STATE PERSONNEL AND ADMINISTRATIVE EXPENSES

SEC. 802. Notwithstanding the second proviso of section 408 of the Federal Civil Defense Act of 1950 (50 U.S.C. App. 2260), $54,000,000 of the amount authorized to be appropriated by section 801 is available for appropriations for contributions to the States under section 205 of such Act (50 U.S.C. App. 2286) for personnel and administrative expenses.

TITLE IX—MILITARY COMPENSATION AND HEALTH CARE MATTERS

PART A—PAY AND ALLOWANCES

PAY INCREASE OF 4 PERCENT FOR MEMBERS OF THE UNIFORMED SERVICES

37 USC 1009 note.

SEC. 901. (a) The adjustment required by section 1009 of title 37, United States Code, in certain elements of the compensation of members of the uniformed services to become effective on October 1, 1983, shall not be made.

Effective date.

(b)(1) Subject to the provisions of paragraphs (2) and (3), each element of compensation specified in section 1009(a) of title 37, United States Code, shall be increased for members of the uniformed services by 4 percent effective on April 1, 1984.

(2) The increase provided for in paragraph (1) shall not apply to enlisted members in pay grade E-1 with less than 4 months active duty.

(3) The President may allocate the percentage increase specified under paragraphs (1) and (2) in the same manner and to the same extent the President is authorized under subsections (c) and (d) of

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section 1009 of title 37, United States Code, to allocate any percentage increase described in subsection (b)(3) of section 1009 of such title.

Adjustment, applicability of effective date.

(c) Notwithstanding the effective date of April 1, 1984, prescribed in subsection (b) for the increase in compensation of members of the uniformed services, if an adjustment is made after the date of the enactment of this Act in the General Schedule of compensation for Federal classified employees and such adjustment is to become effective before April 1, 1984, the increase in the compensation of members of the uniformed services provided for in subsection (b) shall become effective on the first day of the first pay period for members of the uniformed services which begins on or after the effective date of the adjustment made in the compensation of Federal classified employees.

ADJUSTMENT IN BASIC PAY OF CERTAIN OFFICERS WITH PRIOR ENLISTED AND WARRANT OFFICER SERVICE

SEC. 902. (a) Section 203(d) of title 37, United States Code, is amended to read as follows:

"(d) The basic pay of a commissioned officer who is in pay grade O-1, O-2, or O-3 and who is credited with a total of over four years' active service as a warrant officer or as a warrant officer and enlisted member shall be computed in the same manner as the basic pay of a commissioned officer in the same pay grade who has been credited with over four years' active service as an enlisted member.".

(b) The amendment made by subsection (a) shall take effect on October 1, 1983.

Effective date.
37 USC 203 note.

HAZARDOUS DUTY PAY FOR CERTAIN TOXIC FUEL HANDLERS

SEC. 903. (a) Section 301(a)(12) of title 37, United States Code, is amended by inserting "or the testing of aircraft or missile systems (or components of such systems) during which highly toxic fuels or propellants are used" after "propellants".

(b) The amendment made by subsection (a) shall take effect on October 1, 1983.

Effective date.
37 USC 301 note.

EXTENSION OF SPECIAL PAY FOR CERTAIN AVIATION CAREER OFFICERS

SEC. 904. (a)(1) Section 301b(e) of title 37, United States Code, is amended by striking out paragraph (2) and inserting in lieu thereof the following:

"(2) During the period beginning on October 1, 1983, and ending on September 30, 1984, only agreements executed by officers of the Navy or Marine Corps who are pilots may be accepted under this section.

"(3) During the period beginning on October 1, 1983, and ending on September 30, 1984, only an agreement—

"(A) that is executed by an officer who—

"(i) has at least six but less than eleven years of active duty;

"(ii) has completed the minimum service required for aviation training; and

"(iii) has not previously been paid special pay authorized by this section; and

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"(B) that requires the officer to remain on active duty in aviation service for either three or four years;

may be accepted under this section. An officer from whom an agreement is accepted during such period may be paid an amount not to exceed $4,000 for each year covered by that agreement if that officer agrees to remain on active duty for three years or an amount not to exceed $6,000 for each year covered by that agreement if that officer agrees to remain on active duty for four years. An agreement that requires an officer to remain on active duty in aviation service for six years may also be accepted during such period if the officer meets the requirements of clause (A) of this paragraph and the officer has completed less than seven years of active duty. An officer from whom such an agreement is accepted may be paid an amount not to exceed $6,000 for each year covered by the agreement.

"(4) An officer may not receive incentive pay under section 301 of this title for the performance of hazardous duty for any period of service which the officer is obligated to serve pursuant to an agreement entered into under this section.". 37 USC 301.

(2) Section 301b(f) of such title is amended by striking out "September 30, 1982" and inserting in lieu thereof "September 30, 1984". 37 USC 301b.

37 USC 301b note.

(b)(1) It is the sense of the Congress that eligibility for special pay for aviation career officers under section 301b of title 37, United States Code, should be made available only to officers who will likely be induced to remain on active duty in aviation service by receipt of the special pay.

Written report to Congress.

(2) The Secretary of the Navy shall submit to the Congress not later than July 1, 1984, a written report, approved by the Secretary of Defense, on the payment of special pay for aviation career officers under section 301b of title 37, United States Code, since the date of the enactment of this Act. Such report shall include—

(A) a list of the specific aviation specialties by aircraft type determined to be critical for purposes of the payment of special pay under such section since the date of the enactment of this Act;

(B) the number of officers within each critical aviation specialty who received the special pay under such section since the date of the enactment of this Act by grade, years of prior active service, and amounts of special pay received under such section;

(C) an explanation and justification for the Secretary's designation of an aviation specialty as "critical" and for the payment of special pay under section 301b of such title to officers who have more than eight years of prior active service and who are serving in pay grade O-4 or above, if payment of such pay was made to such officers; and

(D) an evaluation of the progress made since the date of the enactment of this Act toward eliminating shortages of aviators in the aviation specialties designated by the Secretary as critical.

HOSTILE FIRE PAY FOR MEMBERS SERVING IN AREAS THREATENING IMMINENT DANGER

SEC. 905. (a) Section 310(a) of title 37, United States Code, is amended—

(1) by striking out "or" at the end of clause (2);

(2) by striking out the period at the end of clause (3) and

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inserting in lieu thereof "; or"; and

(3) by inserting after clause (3) the following new clause:

"(4) was on duty in a foreign area in which he was subject to the threat of physical harm or imminent danger on the basis of civil insurrection, civil war, terrorism, or wartime conditions.".

37 USC 310.

(b)(1) The heading of section 310 of such title is amended to read as follows:

"§ 310. Special pay: duty subject to hostile fire or imminent danger".

(2) The item relating to such section in the table of sections at the beginning of chapter 5 of such title is amended to read as follows:

"310. Special pay: duty subject to hostile fire or imminent danger.".

Effective date. 37 USC 310 note.

(c) The amendments made by this section shall take effect on October 1, 1983.

FREEZE OF VARIABLE HOUSING ALLOWANCE AT FISCAL YEAR 1983 RATES

37 USC 403 note.

SEC. 906. During fiscal year 1984, the rates at which the variable housing allowance under section 403(a)(2) of title 37, United States Code, is paid shall be the same as the rates in effect on September 30, 1983.

VARIABLE HOUSING ALLOWANCE FOR RESERVES ON ACTIVE DUTY FOR A PERIOD OF 140 DAYS OR MORE

SEC. 907. (a) Section 403(a)(2) of title 37, United States Code, is amended—

(1) by striking out "A member" in the first sentence of subparagraph (A) and inserting in lieu thereof "Except as pro-

vided in subparagraph (D) of this paragraph, a member"; and

(2) by adding at the end thereof the following new subparagraph:

"(D) A member of a reserve component is not entitled to a variable housing allowance while on active duty under a call or order to active duty specifying a period of less than 140 days.".

(b) The amendments made by subsection (a) shall apply only with 37 USC 403 note. respect to members called or ordered to active duty after September 30, 1983.

CLARIFICATION OF RULES FOR PAYMENT OF PER DIEM

Sec. 908. (a) Section 402(e) of title 37, United States Code, is amended—

(1) by inserting "(1)" after "(e)"; and

(2) by adding at the end thereof the following new paragraph:

"(2) For purposes of subsection (b) of this section, a member shall not be considered to be performing travel under orders away from his designated post of duty if such member—

"(A) is an enlisted member serving his first tour of active duty;

"(B) has not actually reported to a permanent duty station pursuant to orders directing such assignment; and

"(C) is not actually traveling between stations pursuant to orders directing a change of station.".

(b) Section 404(f) of such title is amended by adding at the end 37 USC 404. thereof the following new paragraph: 97 STAT. 638

"(3) For purposes of entitlement to per diem in place of subsistence under subsection (d)(2) of this section, a member shall not be considered under subsection (a)(1) of this section to be performing travel under orders away from his designated post of duty if such member—

"(A) is an enlisted member serving his first tour of active duty;

"(B) has not actually reported to a permanent duty station pursuant to orders directing such assignment; and

"(C) is not actually traveling between stations pursuant to orders directing a change of station.".

CLARIFICATION OF ALLOWANCE FOR TRANSPORTATION OF MOTOR VEHICLE

Sec. 909. Section 406(b)(1) of title 37, United States Code, is amended—

(1) by inserting "(A)" before "Except as provided in paragraph (2)";

(2) by striking out the third and fourth sentences; and

(3) by adding at the end thereof the following:

"(B) Subject to uniform regulations prescribed by the Secretaries concerned, in the case of a permanent change of station in which the Secretary concerned has authorized transportation of a motor vehicle under section 2634 of title 10 (except when such transportation is 10 USC 2634. authorized from the old duty station to the new duty station), the member is entitled to a monetary allowance for transportation of that motor vehicle—

"(i) from the old duty station to—

"(I) the customary port of embarkation which is nearest the old duty station if delivery of the motor vehicle to the port of embarkation is not made in conjunction with the member's travel to the member's port of embarkation; or

"(II) the customary port of embarkation which is nearest to the member's port of embarkation if delivery of the motor vehicle to the port of embarkation is made in conjunction with the member's travel to the member's port of embarkation;

whichever is most cost-effective for the Government considering all operational, travel, and transportation requirements incident to such change of station; and

"(ii) from the customary port of debarkation which has been designated by the Government as most cost-effective for the Government considering all operational, travel, and transportation requirements incident to such change of station to the new duty station.

Such monetary allowance shall be established at a rate per mile that does not exceed the rate established under section 404(d)(1) of this title.". 37 USC 404

TRANSPORTATION FOR DEPENDENT CHILDREN ATTENDING SCHOOL IN THE UNITED STATES WHEN THE MEMBER-PARENT IS STATIONED OVERSEAS

SEC. 910. (a)(1) Chapter 7 of title 37, United States Code, is amended by inserting after section 429 the following new section:

37 USC 430.

"§ 430. Travel and transportation: dependent children of members stationed overseas

Regulations.

"(a) Under regulations to be prescribed by the Secretary of Defense, a member of a uniformed service who—

"(1) is assigned a permanent duty station outside the United States,

"(2) is accompanied by his dependents at or near his oversea duty station (unless his only dependents are in the category of dependent described in clause (3) of this subsection), and

"(3) has a dependent child who is under 23 years of age attending a school in the United States for the purpose of obtaining a secondary or undergraduate college education,

may be paid the allowance set forth in subsection (b) of this section if he otherwise qualifies for such allowance.

"(b) A member described in subsection (a) of this section may be paid a transportation allowance for each unmarried dependent child, who is under 23 years of age and is attending a school in the United States for the purpose of obtaining a secondary or undergraduate college education, of one annual trip between the school being attended and the member's duty station in the oversea area and return. The allowance authorized by this section may be transportation in kind or reimbursement therefor, as prescribed by the Secretaries concerned. However, the transportation authorized by this section may not be paid a member for a child attending a school in the United States for the purpose of obtaining a secondary education if the child is eligible to attend a secondary school for dependents that is located at or in the vicinity of the duty station of the member and is operated under the Defense Dependents' Education Act of 1978. 20 USC 921 note.

"(c) Whenever possible, the Military Airlift Command or Military Sealift Command shall be used, on a space-required basis, for the travel authorized by this section.".

(2) The table of sections at the beginning of such chapter is amended by adding at the end thereof the following new item:

"430. Travel and transportation: dependent children of members stationed overseas.".

37 USC 430 note.

(b) Section 430 of title 37, United States Code, as added by subsection (a), shall apply only with respect to travel begun after September 30, 1983.

CLARIFICATION OF ELIGIBILITY FOR SEPARATION PAY

SEC. 911. (a) Subsection (c) of section 1174 of title 10, United States Code, is amended to read as follows:

"(c)(1) Except as provided in paragraphs (2) and (3), a member of an armed force other than a regular member who after September 14, 1981, is discharged or released from active duty and who has completed five or more, but fewer than 20, years of active service immediately before that discharge or release is entitled to separation pay computed under subsection (d)(1) or (d)(2), as determined by the Secretary concerned, if—

"(A) the member's discharge or release from active duty is involuntary; or

"(B) the member was not accepted for an additional tour of active duty for which he volunteered.

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"(2) If the Secretary concerned determines that the conditions under which a member described in paragraph (1) is discharged or separated do not warrant separation pay under this section, that member is not entitled to that pay.

"(3) A member described in paragraph (1) who was not on the active-duty list when discharged or separated is not entitled to separation pay under this section unless such member had completed at least five years of continuous active duty immediately before such discharge or release. For purposes of this paragraph, a period of active duty is continuous if it is not interrupted by a break in service of more than 30 days.".

(b) Subsection (g)(2) of such section is amended by inserting ", other than section 1212 of this title," after "any other provision of law".

Effective date.
10 USC 1174 note.

(c) The amendments made by this section shall take effect on October 1, 1983.

REIMBURSEMENTS FOR ACCOMMODATIONS IN PLACE OF QUARTERS

SEC. 912. (a) Paragraph (3) of section 7572(b) of title 10, United States Code, is amended to read as follows:

"(3) The total amount of reimbursement under this subsection may not exceed $9,000,000 for fiscal year 1981, $6,300,000 for fiscal year 1982, $1,700,000 for fiscal year 1983, and $1,300,000 for fiscal year 1984.".

10 USC 7572 note.

(b) Section 3 of Public Law 96-357 (94 Stat. 1182; 10 U.S.C. 7572 note) is amended by striking out "September 30, 1982" and inserting in lieu thereof "September 30, 1984".

ADVANCE PAYMENT OF TRAVEL AND TRANSPORTATION ALLOWANCES FOR ESCORTS AND ATTENDANTS OF DEPENDENTS

SEC. 913. (a) Section 1036 of title 10, United States Code, is amended by adding at the end thereof the following new sentence: "Such allowances may be paid in advance.".

10 USC 1040.

(b) The last sentence of section 1040(a) of such title is amended by inserting ", and such expenses may be paid in advance" after "attendants".

10 USC 1036 note.

(c) The amendments made by subsections (a) and (b) shall apply to travel performed by escorts or attendants of dependents on or after the date of the enactment of this Act.

PART B—RETIRED PAY MATTERS

LIMITATION ON APPLICABILITY OF ONE YEAR LOOK-BACK PROVISION

SEC. 921. (a)(1) Subsection (e) of section 1401a of title 10, United States Code, is repealed.

10 USC 1401a note.

(2)(A) Notwithstanding the repeal of such subsection, the provisions of such subsection shall apply in the case of any member or former member of the Armed Forces eligible to retire on the date of the enactment of this Act for a period of three years after such date in the same manner such provisions would have applied had they not been repealed.

(B) The amount of retired or retainer pay of any member or former member of the Armed Forces who was eligible to retire on the date of the enactment of this Act and who becomes entitled to such pay at any time after the end of the three-year period beginning on the date of the enactment of this Act may not be less than it

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would have been had he become entitled to retired or retainer pay on the day before the end of such three-year period.

(b) Subsection (f) of such section is amended by striking out ", subject to subsection (e) of this section," in the second sentence.

ROUNDING OF RETIRED PAY AND SURVIVOR ANNUITIES TO NEXT LOWER WHOLE DOLLAR AMOUNT

SEC. 922. (a)(1) Section 1401 of title 10, United States Code, is amended by inserting after the second sentence the following new sentence: "The amount computed, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

10 USC 1401a. (2) Section 1401a of such title is amended by adding at the end thereof the following new subsection:

"(g) Retired or retainer pay of a member or former member of an armed force as adjusted under this section, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

10 USC 1402. (3) Section 1402(a) of such title is amended by striking out "as follows:" in the first sentence and inserting in lieu thereof "according to the following table. The amount recomputed, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

(4) Section 1402(d) of such title is amended by striking out "as follows:" in the first sentence and inserting in lieu thereof "according to the following table. The amount computed, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

10 USC 1402a. (5) Section 1402a(a) of such title is amended by striking out "as follows:" and inserting in lieu thereof "according to the following table. The amount recomputed, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

(6) Section 1402a(d) of such title is amended by striking out "as follows:" and inserting in lieu thereof "according to the following table. The amount computed, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

10 USC 3991. (7) Section 3991 of such title is amended by inserting after the second sentence the following new sentence: "The amount computed, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

10 USC 3992. (8) Section 3992 of such title is amended by inserting after the sentence preceding the table the following new sentence: "The amount recomputed, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

10 USC 6151. (9) Section 6151 of such title is amended by adding at the end thereof the following new subsection:

"(e) Retired pay computed under subsection (b) or (c), if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

(10)(A) Chapter 571 of such title is amended by adding at the end thereof the following new section:

10 USC 6333. **"§ 6333. Treatment of fractions of dollar amounts in computing retired and retainer pay**

"Retired or retainer pay computed under this chapter, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

(B) The table of sections at the beginning of such chapter is

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amended by adding at the end thereof the following new item:

"6333. Treatment of fractions of dollar amounts in computing retired and retainer pay.".

10 USC 6383. (11) Section 6383 of such title is amended by adding at the end thereof the following new subsection:

"(k) Retired pay computed under subsection (c), if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

10 USC 8991. (12) Section 8991 of such title is amended by inserting after the second sentence the following new sentence: "The amount computed, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

10 USC 8992. (13) Section 8992 of such title is amended by inserting after the sentence preceding the table the following new sentence: "The

amount recomputed, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

(14)(A) Section 1437(a) of such title is amended by adding at the end thereof the following new sentence: "The monthly amount of an annuity payable under this subchapter, if not a multiple of $1, shall be rounded to the next lower multiple of $1.". 10 USC 1437.

(B) Section 1451 of such title is amended by adding at the end thereof the following new subsection: 10 USC 1451.

"(e) The monthly amount of an annuity payable under this subchapter, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

(b) Section 423(a) of title 14, United States Code, is amended by adding at the end thereof the following new sentence: "Retired pay, if not a multiple of $1, shall be rounded to the next lower multiple of $1.".

(c) Section 16(a) of the Coast and Geodetic Survey Commissioned Officers' Act of 1948 (33 U.S.C. 853o) is amended by adding at the end thereof the following new sentence: "Retired pay, if not a multiple of $1, shall be rounded to the next lower multiple of $1.". 33 USC 853o.

(d) Section 211(a) of the Public Health Service Act (42 U.S.C. 212(a)) is amended by adding at the end thereof the following new paragraph:

"(7) Retired pay computed under section 210(g)(3) or under paragraph (4) or (5) of this subsection, if not a multiple of $1, shall be rounded to the next lower multiple of $1.". 42 USC 211.

(e) The amendments made by this section shall take effect on October 1, 1983. Effective date. 10 USC 1401 note.

TERMINATION OF SIX-MONTH ROUNDING RULE FOR COMPUTING RETIRED PAY

SEC. 923. (a)(1) The text of each of the footnotes listed in paragraph (2) is amended to read as follows: "Before applying percentage factor, credit each full month of service that is in addition to the number of full years of service creditable to the member as one-twelfth of a year and disregard any remaining fractional part of a month.".

(2) The footnotes referred to in paragraph (1) are the following:

(A) Footnote 3 of the table in section 1401 of title 10, United States Code.

(B) Footnote 2 of the table in section 1402(a) of such title. 10 USC 1402.

(C) Footnote 1 of the table in section 1402(d) of such title.

(D) Footnote 1 of the table in section 1402a(a) of such title. 10 USC 1402a.

(E) Footnote 1 of the table in section 1402a(d) of such title.

(F) Footnote 4 of the table in section 3991 of such title. 10 USC 3991.

(G) Footnote 2 of the table in section 3992 of such title. 10 USC 3992.

(H) Footnote 4 of the table in section 8991 of such title. 10 USC 8991.

(I) Footnote 2 of the table in section 8992 of such title. 10 USC 8992.

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(b) Subsection (f) of section 1174 of title 10, United States Code, is amended to read as follows:

"(f) In determining a member's years of active service for the purpose of computing separation pay under this section, each full month of service that is in addition to the number of full years of service creditable to the member is counted as one-twelfth of a year and any remaining fractional part of a month is disregarded.".

(c)(1) Paragraph (2) of section 6151(b) of such title is amended to read as follows: 10 USC 6151.

"(2) In determining the number of years to be used as a multiplier under this subsection, each full month of service that is in addition to the number of full years of service creditable to a member is counted as one-twelfth of a year and any remaining fractional part of a month is disregarded.".

(2) The text of section 6328 of such title is amended to read as follows: 10 USC 6328.

"In determining the total number of years of service to be used as a multiplier in computing the retired pay of officers retiring under this chapter, each full month of service that is in addition to the

number of full years of service creditable to an officer is counted as one-twelfth of a year and any remaining fractional part of a month is disregarded.".

10 USC 6330. (3) The first sentence of section 6330(d) of such title is amended to read as follows: "For the purposes of subsection (c), each full month of service that is in addition to the number of full years of service creditable to a member is counted as one-twelfth of a year and any remaining fractional part of a month is disregarded.".

10 USC 6404. (4) The text of section 6404 of such title is amended to read as follows:

"In determining the total number of years of service to be used as a multiplier in computing retired pay and separation pay on discharge under this chapter, each full month of service that is in addition to the number of full years of service creditable to a member is counted as one-twelfth of a year and any remaining fractional part of a month is disregarded.".

(d) The fourth sentence of section 423(a) of title 14, United States Code, is amended to read as follows: "In computing the number of years of service by which the rate of 2½ percent is multiplied, each full month of service that is in addition to the number of full years of service creditable to a member is counted as one-twelfth of a year and any remaining fractional part of a month is disregarded.".

33 USC 853o. (e) Subsection (b) of section 16 of the Coast and Geodetic Survey Commissioned Officers' Act of 1948 (33 U.S.C. 853o) is amended to read as follows:

"(b) In computing the number of years of service of an officer for the purposes of subsection (a), each full month of service that is in addition to the number of full years of service creditable to a member is counted as one-twelfth of a year and any remaining fractional part of a month is disregarded.".

(f) Section 211(e) of the Public Health Service Act (42 U.S.C. 212(e)) is amended by striking out "a part of" and all that follows and inserting in lieu thereof "each full month of service that is in addition to the number of full years of service credited to an officer is counted as one-twelfth of a year and any remaining fractional part of a month is disregarded.".

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10 USC 1174 note. (g) The amendments made by this section shall apply with respect to (1) the computation of retired or retainer pay of any individual who becomes entitled to that pay after September 30, 1983, and (2) the recomputation of retired pay under section 1402, 1402a, 3992, or 8992 of title 10, United States Code, of any individual who after September 30, 1983, becomes entitled to recompute retired pay under any such section.

RETIRED PAY FOR CERTAIN OTHERWISE INELIGIBLE RESERVISTS

SEC. 924. (a) Section 1331(c) of title 10, United States Code, relating to retired pay for nonregular service, is amended by striking out "unless he" the first place it appears and all that follows in such section and inserting in lieu thereof "unless—

"(1) he performed active duty after April 5, 1917, and before November 12, 1918, or after September 8, 1940, and before January 1, 1947; or

"(2) he performed active duty (other than for training) after June 26, 1950, and before July 28, 1953, after August 13, 1961, and before May 31, 1963, or after August 4, 1964, and before March 28, 1973.".

10 USC 1331 note. (b) The amendment made by subsection (a) shall apply with respect to retired pay payable for months beginning after September 30, 1983, or the date of the enactment of this Act, whichever is later.

ACCRUAL FUNDING FOR MILITARY RETIREMENT SYSTEM

SEC. 925. (a)(1) Title 10, United States Code, is amended by inserting after chapter 73 the following new chapter:

"CHAPTER 74—DEPARTMENT OF DEFENSE MILITARY RETIREMENT FUND

"Sec.
"1461. Establishment and purpose of Fund; definition.
"1462. Assets of Fund.
"1463. Payments from the Fund.
"1464. Board of Actuaries.
"1465. Determination of contributions to the Fund.
"1466. Payments into the Fund.
"1467. Investment of assets of Fund.

"§ 1461. Establishment and purpose of Fund; definition

10 USC 1461.

"(a) There is established on the books of the Treasury a fund to be known as the Department of Defense Military Retirement Fund (hereinafter in this chapter referred to as the 'Fund'), which shall be administered by the Secretary of the Treasury. The Fund shall be used for the accumulation of funds in order to finance on an actuarially sound basis liabilities of the Department of Defense under military retirement and survivor benefit programs.

"Military retirement and survivor benefit programs."

"(b) In this chapter, 'military retirement and survivor benefit programs' means—

"(1) the provisions of this title creating entitlement to, or determining the amount of, retired or retainer pay; and

"(2) the programs under the jurisdiction of the Department of Defense providing annuities for survivors of members and former members of the armed forces, including chapter 73 of this title, section 4 of Public Law 92-425, and section 5 of Public Law 96-402.

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10 USC 1431 *et seq.*, 1448 notes.

"§ 1462. Assets of Fund

10 USC 1462.

"There shall be deposited into the Fund the following, which shall constitute the assets of the Fund:

"(1) Amounts paid into the Fund under section 1466 of this title.

"(2) Any amount appropriated to the Fund.

"(3) Any return on investment of the assets of the Fund.

"§ 1463. Payments from the Fund

10 USC 1463.

"(a) There shall be paid from the Fund—

"(1) retired pay payable to persons on the retired lists of the Army, Navy, Air Force, and Marine Corps;

"(2) retainer pay payable to members of the Fleet Reserve and Fleet Marine Corps Reserve; and

"(3) benefits payable under programs under the jurisdiction of the Department of Defense that provide annuities for survivors of members and former members of the armed forces, including chapter 73 of this title, section 4 of Public Law 92-425, and section 5 of Public Law 96-402.

10 USC 1431 *et seq.*
10 USC 1448 notes.

"(b) The assets of the Fund are hereby made available for payments under subsection (a).

"§ 1464. Board of Actuaries

10 USC 1464.

Membership.

"(a)(1) There is established in the Department of Defense a Department of Defense Retirement Board of Actuaries (hereinafter in this chapter referred to as the 'Board'). The Board shall consist of three members, who shall be appointed by the President from among qualified professional actuaries who are members of the Society of Actuaries.

Term of office.

Removal.

"(2)(A) Except as provided in subparagraph (B), the members of the Board shall serve for a term of 15 years, except that a member of the Board appointed to fill a vacancy occurring before the end of the term for which his predecessor was appointed shall only serve until the end of such term. A member may serve after the end of his term until his successor has taken office. A member of the Board may be removed by the President for misconduct or failure to perform functions vested in the Board, and for no other reason.

"(B) Of the members of the Board who are first appointed under this subsection, one each shall be appointed for terms ending five, ten, and fifteen years, respectively, after the date of appointment, as designated by the President at the time of appointment.

Pay and per diem allowance.

"(3) A member of the Board who is not otherwise an employee of the United States is entitled to receive pay at the daily equivalent of the annual rate of basic pay of the highest rate of basic pay then currently being paid under the General Schedule of subchapter III of chapter 53 of title 5, for each day the member is engaged in the performance of duties vested in the Board and is entitled to travel expenses, including a per diem allowance, in accordance with section 5703 of title 5.

5 USC 5331.

5 USC 5703.

Annual report to Defense Secretary.

"(b) The Board shall report to the Secretary of Defense annually on the actuarial status of the Fund and shall furnish its advice and opinion on matters referred to it by the Secretary.

Review.

Post, p. 647; 96 Stat. 1049.

"(c) The Board shall review valuations of the Fund under section 1466 of this title and under chapter 95 of title 31 and shall report periodically, not less than once every four years, to the President and Congress on the status of the Fund. The Board shall include in such reports recommendations for such changes as in the Board's judgment are necessary to protect the public interest and maintain the Fund on a sound actuarial basis.

10 USC 1465.

"§ 1465. Determination of contributions to the Fund

Original unfunded liability.

"(a) Not later than six months after the Board of Actuaries is first appointed, the Board shall determine the amount that is the present value (as of October 1, 1984) of future benefits payable from the Fund that are attributable to service in the armed forces performed before October 1, 1984. That amount is the original unfunded liability of the Fund. The Board shall determine the period of time over which the original unfunded liability should be liquidated and shall determine an amortization schedule for the liquidation of such liability over that period. Contributions to the Fund for the liquidation of the original unfunded liability in accordance with such schedule shall be made as provided in section 1466(b) of this title.

"(b)(1) The Secretary of Defense shall determine each year, in sufficient time for inclusion in budget requests for the following fiscal year, the total amount of Department of Defense contributions to be made to the Fund during that fiscal year under section 1466(a) of this title. That amount shall be determined as the product of—

"(A) the current estimate of the value of the single level percentage of basic pay to be determined at the time of the next actuarial valuation under subsection (c); and

"(B) the total amount of basic pay expected to be paid during that fiscal year to members of the armed forces (other than the Coast Guard) on active duty or in the Selected Reserve.

"(2) The amount determined under paragraph (1) for any fiscal year is the amount needed to be appropriated to the Department of Defense for that fiscal year for payments to be made to the Fund during that year under section 1466(a) of this title. The President shall include not less than the full amount so determined in the budget transmitted to Congress for that fiscal year under section 1105 of title 31. The President may comment and make recommendations concerning any such amount.

96 Stat. 908.

Actuarial valuation.

"(c)(1)(A) Not less often than every four years, the Secretary of Defense shall carry out an actuarial valuation of Department of Defense military retirement and survivor benefit programs. Each actuarial valuation of such programs shall include a determination (using the aggregate entry-age normal cost method) of a single level percentage of basic pay to be used for the purposes of subsection (b) and section 1466(a) of this title.

96 Stat. 1049.

"(2) If at the time of any such valuation (or any valuation carried out in order to comply with chapter 95 of title 31) there has been a change in benefits under a military retirement or survivor benefit program that has been made since the last such valuation and such change in benefits increases or decreases the present value of amounts payable from the Fund, the Secretary of Defense shall determine an amortization methodology and schedule for the amortization of the cumulative unfunded liability (or actuarial gain to the Fund) created by such change and any previous such changes so that the present value of the sum of the amortization payments (or reductions in payments that would otherwise be made) equals the cumulative increase (or decrease) in the present value of such amounts. 97 STAT. 647

"(3) If at the time of any such valuation (or any valuation carried out in order to comply with chapter 95 of title 31) the Secretary of Defense determines that, based upon changes in actuarial assumptions since the last valuation, there has been an actuarial gain or loss to the Fund, the Secretary shall determine an amortization methodology and schedule for the amortization of the cumulative gain or loss to the Fund created by such change in assumptions and any previous such changes in assumptions through an increase or decrease in the payments that would otherwise be made to the Fund. 96 Stat. 1049.

"(4) Contributions to the Fund in accordance with amortization schedules under paragraphs (2) and (3) shall be made as provided in section 1466(b) of this title.

"(d) All determinations under this section shall be made using methods and assumptions approved by the Board of Actuaries (including assumptions of interest rates and inflation) and in accordance with generally accepted actuarial principles and practices.

"(e) The Secretary of Defense shall provide for the keeping of such records as are necessary for determining the actuarial status of the Fund. Recordkeeping.

"§ 1466. Payments into the Fund

10 USC 1466.

"(a) The Secretary of Defense shall pay into the Fund at the end of each month as the Department of Defense contribution to the Fund for that month the amount that is the product of—

"(1) the level percentage of basic pay determined under the most recent (as of the first day of the current fiscal year) actuarial valuation under section 1465(c) of this title; and

"(2) the total amount of basic pay paid that month to members of the armed forces (other than the Coast Guard) on active duty or in the Selected Reserve.

Amounts paid into the Fund under this subsection shall be paid from funds available for the pay of members of the armed forces under the jurisdiction of the Secretary of a military department.

"(b)(1) At the beginning of each fiscal year the Secretary of the Treasury shall promptly pay into the Fund from the General Fund of the Treasury the amount certified to the Secretary by the Secretary of Defense under paragraph (3). Such payment shall be the contribution to the Fund for that fiscal year required by sections 1465(a) and 1465(c) of this title.

"(2) At the beginning of each fiscal year the Secretary of Defense shall determine the sum of the following:

"(A) The amount of the payment for that year under the amortization schedule determined by the Board of Actuaries under section 1465(a) of this title for the amortization of the original unfunded liability of the Fund.

"(B) The amount (including any negative amount) for that year under the most recent amortization schedule determined by the Secretary of Defense under section 1465(c)(2) of this title for the amortization of any cumulative unfunded liability (or any gain) to the Fund resulting from changes in benefits.

"(C) The amount (including any negative amount) for that year under the most recent amortization schedule determined by the Secretary of Defense under section 1465(c)(3) of this title for the amortization of any cumulative actuarial gain or loss to the Fund. 97 STAT. 648

"(3) The Secretary of Defense shall promptly certify the amount determined under paragraph (2) each year to the Secretary of the Treasury.

10 USC 1467.

"§ 1467. Investment of assets of Fund

"The Secretary of the Treasury shall invest such portion of the Fund as is not in the judgment of the Secretary of Defense required to meet current withdrawals. Such investments shall be in public debt securities with maturities suitable to the needs of the Fund, as determined by the Secretary of Defense, and bearing interest at rates determined by the Secretary of the Treasury, taking into consideration current market yields on outstanding marketable obligations of the United States of comparable maturities. The income on such investments shall be credited to and form a part of the Fund.".

(2) The tables of chapters at the beginning of subtitle A, and at the beginning of part II of subtitle A, of title 10, United States Code, are amended by inserting after the item relating to chapter 73 the following new item:

"74. Department of Defense Military Retirement Fund .... 1461".

Effective dates. 10 USC 1464 note.

(b)(1) Section 1464 (relating to the Board of Actuaries) of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 1983.

10 USC 1463 note.

(2) Sections 1463 (relating to payments from the Fund) and 1466 (relating to payments to the Fund) of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 1984.

10 USC 1462 note.

(3) There shall be transferred into the Fund on October 1, 1984, any unobligated balances of appropriations made to the Department of Defense that are currently available for retired pay, and amounts so transferred shall be part of the assets of the Fund.

PART C—HEALTH-CARE MATTERS

CHAMPUS PROVISIONS

SEC. 931. (a) Section 1079 of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by striking out the period at the end of clause (5) and inserting in lieu thereof "; and"; and

Inpatient mental health services.

(B) by inserting after such clause the following new clause:

"(6) inpatient mental health services may not (except as provided in subsection (i)) be provided to a patient in excess of 60 days in any year."; and

(2) by adding at the end thereof the following new subsections:

"(i) The limitation in subsection (a)(6) does not apply in the case of inpatient mental health services—

"(1) provided under the program for the handicapped under subsection (d);

"(2) provided as residential treatment care;

"(3) provided as partial hospital care; or

"(4) provided pursuant to a waiver authorized by the Secretary of Defense because of extraordinary medical or psychological circumstances that are confirmed by review by a non-Federal health professional pursuant to regulations prescribed by the Secretary of Defense.

97 STAT. 649

"(j)(1) A benefit may not be paid under a plan covered by this section in the case of a person enrolled in any other insurance, medical service, or health plan to the extent that the benefit is also a benefit under the other plan, except in the case of a plan administered under title XIX of the Social Security Act (42 U.S.C. 1396 et seq.).

"(2)(A) The amount to be paid to a provider of services for services provided under a plan covered by this section may be determined under joint regulations to be prescribed by the Secretary of Defense and the Secretary of Health and Human Services which provide that the amount of such payments shall be determined to the extent practicable in accordance with the same reimbursement rules as apply to payments to providers of services of the same type under title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.).

"Provider of services."

"(B) In subparagraph (A), 'provider of services' means a hospital, skilled nursing facility, comprehensive outpatient rehabilitation facility, home health agency, or other institutional facility providing services for which payment may be made under a plan covered by this section.

Liver transplants.

"(k) A plan covered by this section may include provision of liver transplants (including the cost of acquisition and transportation of the donated liver) in accordance with this subsection. Such a liver transplant may be provided if—

"(1) the transplant is for a dependent considered appropriate for that procedure by the Secretary of Defense in consultation with the Secretary of Health and Human Services and such other entities as the Secretary considers appropriate; and

"(2) the transplant is to be carried out at a health-care facility that has been approved for that purpose by the Secretary of Defense after consultation with the Secretary of Health and Human Services and such other entities as the Secretary considers appropriate.".

10 USC 1086.

(b) Subsection (d) of section 1086 of such title is amended to read as follows:

Ante, p. 648.

"(d) The provisions of section 1079(j) of this title shall apply to a plan covered by this section.".

Effective dates.
10 USC 1079 note.

(c) The amendments made by this section shall take effect on October 1, 1983, except that—

(1) clause (6) of section 1079(a) of title 10, United States Code, as added by subsection (a)(1), shall not apply in the case of inpatient mental health services provided to a patient admitted before January 1, 1983, for so long as that patient remains continuously in inpatient status for medically or psychologically necessary reasons; and

(2) subsection (k) of section 1079 of such title, as added by subsection (a)(1), shall apply with respect to liver transplant operations performed on or after July 1, 1983.

AUTHORITY FOR INCREASED USAGE OF CONTRACT HEALTH CARE PROVIDERS

SEC. 932. (a)(1) Chapter 55 of title 10, United States Code, is amended by adding at the end thereof the following new section:

97 STAT. 650

10 USC 1091.

"§ 1091. Contracts for direct health care providers

"(a) The Secretary concerned may contract with persons for services (including personal services) for the provision of direct health care services determined by the Secretary concerned to be required for the purposes of this chapter.

"(b) A person with whom the Secretary contracts under this section for the provision of direct health care services under this chapter may be compensated at a rate prescribed by the Secretary concerned, but at a rate not greater than the rate of basic pay and allowances authorized by chapters 3 and 7 of title 37 for a commissioned officer in pay grade O-6 with 26 or more years of service computed under section 205 of such title.".

37 USC 201 *et seq.*, 401 *et seq.*
37 USC 205.

(2) The table of sections at the beginning of such chapter is amended by adding at the end thereof the following new item:

"1091. Contracts for direct health care providers.".

Repeal.

(b)(1) Section 4022 of title 10, United States Code, is repealed.

(2) The table of sections at the beginning of chapter 373 of such title is amended by striking out the item relating to section 4022.

Repeal.

(c)(1) Section 9022 of title 10, United States Code, is repealed.

(2) The table of sections at the beginning of chapter 873 of such title is amended by striking out the item relating to section 9022.

(d) Section 201 of title 37, United States Code, is amended—

(1) by striking out subsection (b);

(2) by redesignating subsections (c) through (f) as subsections (b) through (e), respectively; and

(3) by striking out "subsections (d) and (e)" in subsection (e), as redesignated by clause (2), and inserting in lieu thereof "subsections (c) and (d)".

Repeal. 37 USC 421

(e) Chapter 7 of title 37, United States Code, is amended—

(1) by striking out section 421; and

(2) by striking out in the table of sections at the beginning of such chapter the item relating to section 421.

Effective date. 10 USC 1091 note.

(f) The amendments made by this section shall take effect on October 1, 1983. Any contract of employment entered into under the authority of section 4022 or 9022 of title 10, United States Code, before the effective date of this section and which is in effect on such date shall remain in effect in accordance with the terms of such contract.

STUDIES AND DEMONSTRATION PROJECTS RELATING TO HEALTH AND MEDICAL CARE

SEC. 933. (a)(1) Chapter 55 of title 10, United States Code, is amended by adding after section 1091 (as added by section 932) the following new section:

10 USC 1092.

"§ 1092. Studies and demonstration projects relating to delivery of health and medical care

"(a)(1) The Secretary of Defense, in consultation with the Secretary of Health and Human Services, shall conduct studies and demonstration projects on the health care delivery system of the uniformed services with a view to improving the quality, efficiency, convenience, and cost effectiveness of providing health care services (including dental care services) under this title to members and former members and their dependents. Such studies and demonstration projects may include the following:

97 STAT. 651

"(A) Alternative methods of payment for health and medical care services.

"(B) Cost-sharing by eligible beneficiaries.

"(C) Methods of encouraging efficient and economical delivery of health and medical care services.

"(D) Innovative approaches to delivery and financing of health and medical care services.

"(E) Alternative approaches to reimbursement for the administrative charges of health care plans.

"(F) Prepayment for medical care services provided to maintain the health of a defined population.

"(2) The Secretary of Defense shall include in the studies conducted under paragraph (1) alternative programs for the provision of dental care to the spouses and dependents of members of the uniformed services who are on active duty, including a program under which dental care would be provided the spouses and dependents of such members under insurance or dental plan contracts. A demonstration project may not be conducted under this section that provides for the furnishing of dental care under an insurance or dental plan contract.

Written reports to Congress.

"(3) The Secretary of Defense shall submit to Congress from time to time written reports on the results of the studies and demonstration projects conducted under this subsection and shall include in such reports such recommendations for improving the health-care delivery systems of the uniformed services as the Secretary considers appropriate.

"(b) Subject to the availability of appropriations for that purpose, the Secretary of Defense may enter into contracts with public or private agencies, institutions, and organizations to conduct studies and demonstration projects under subsection (a).

"(c) The Secretary of Defense may obtain the advice and recommendations of such advisory committees as the Secretary considers appropriate. Each such committee consulted by the Secretary under this subsection shall evaluate the proposed study or demonstration project as to the soundness of the objectives of such study or demonstration project, the likelihood of obtaining productive results based on such study or demonstration project, the resources which were required to conduct such study or demonstration project, and the relationship of such study or demonstration project to other ongoing or completed studies and demonstration projects.".

(2) The table of sections at the beginning of such chapter is amended by adding at the end thereof the following new item:

"1092. Studies and demonstration projects relating to delivery of health and medical care.".

(b) Section 1092 of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 1983.

Effective date.
10 USC 1092 note.

MEDICAL MALPRACTICE PROTECTION FOR HEALTH-CARE PERSONNEL OF THE SOLDIERS' AND AIRMEN'S HOME

SEC. 934. (a) Subsection (a) of section 1089 of title 10, United States Code, is amended by inserting "the United States Soldiers' and Airmen's Home," after "the Department of Defense,".

(b) Subsection (f) of such section is amended by striking out "or his designee may, to the extent that he or his designee deems" and inserting in lieu thereof "may, to the extent that the head of the agency concerned considers".

97 STAT. 652

(c) Subsection (g) of such section is amended—

(1) by striking out "and" at the end of clause (2);

(2) by redesignating clause (3) as clause (4); and

(3) by inserting after clause (2) the following new clause (3):

"(3) the Board of Commissioners of the United States Soldiers' and Airmen's Home, in the case of an employee of the United States Soldiers' and Airmen's Home; and".

(d) The amendments made by this section shall apply only to claims accruing on or after the date of the enactment of this Act.

10 USC 1089 note.

ADJUSTMENTS IN STIPEND PAID TO RECIPIENTS OF ARMED FORCES HEALTH PROFESSIONS SCHOLARSHIPS

SEC. 935. (a) Section 2121(d) of title 10, United States Code, is amended to read as follows:

"(d) Except when serving on active duty pursuant to subsection (c), a member of the program shall be entitled to a stipend at the rate of $579 per month. That rate shall be increased annually by the Secretary of Defense effective on July 1 of each year by an amount (rounded to the next highest multiple of $1) equal to—

"(1) the amount of such stipend (as previously adjusted (if at all)), multiplied by

"(2) the overall percentage of the adjustment (if such adjustment is an increase) in the rates of basic pay for members of the uniformed services made effective for the fiscal year in which the school year ends.".

(b) The amendment made by subsection (a) shall take effect on October 1, 1983.

Effective date.
10 USC 2121 note.

PART D—SURVIVOR BENEFITS

CLARIFICATION OF SURVIVOR BENEFITS COVERAGE FOR FORMER SPOUSES

SEC. 941. (a)(1) The second sentence of subsection (a)(5) of section 1448 of title 10, United States Code, is amended by inserting "except in accordance with subsection (b)(3)" after "may not be revoked".

(2) Subsection (b) of such section is amended to read as follows:

"(b)(1) A person who is not married and does not have a dependent child when he becomes eligible to participate in the Plan may elect to provide an annuity to a natural person with an insurable interest in that person. In the case of a person providing an annuity under this paragraph by virtue of eligibility under subsection (a)(1)(B), such an election shall include a designation under subsection (e).

"(2) A person who has a former spouse when he becomes eligible to participate in the Plan may elect to provide an annuity to that former spouse. In the case of a person with a spouse or a dependent child, such an election prevents payment of an annuity to that spouse or child, including payment under subsection (d). If there is more than one former spouse, the person shall designate which former spouse is to be provided the annuity. In the case of a person providing an annuity under this paragraph by virtue of eligibility under subsection (a)(1)(B), such an election shall include a designation under subsection (e).

"(3)(A) A person—

"(i) who is a participant in the Plan and is providing coverage for a spouse or a spouse and child (even though there is no beneficiary currently eligible for such coverage), and

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"(ii) who has a former spouse who was not that person's former spouse when he became eligible to participate in the Plan,

may (subject to subparagraph (B)) elect to provide an annuity to that former spouse. Any such election terminates any previous coverage under the Plan and must be written, signed by the person, and received by the Secretary concerned within one year after the date of the decree of divorce, dissolution, or annulment.

"(B) A person may not make an election under subparagraph (A) to provide an annuity to a former spouse who that person married after becoming eligible for retired or retainer pay unless—

"(i) the person was married to that former spouse for at least one year, or

"(ii) that former spouse is the parent of issue by that marriage.

10 USC 1450.

"(C) An election under this paragraph may not be revoked except in accordance with section 1450(f) of this title and is effective as of the first day of the first calendar month following the month in which it is received by the Secretary concerned. This paragraph does not provide the authority to change a designation previously made under subsection (e).

"(D) If a person who is married makes an election to provide an annuity to a former spouse under this paragraph, that person's spouse shall be notified of that election.

Written statement.

"(4) A person who elects to provide an annuity to a former spouse under paragraph (2) or (3) shall, at the time of making the election, provide the Secretary concerned with a written statement (in a form to be prescribed by that Secretary and signed by such person and the former spouse) setting forth whether the election is being made pursuant to a written agreement previously entered into voluntarily by such person as a part of or incident to a proceeding of divorce, dissolution, or annulment and (if so) whether such voluntary written agreement has been incorporated in, or ratified or approved by, a court order.".

(3) Section 1450 of title 10, United States Code, is amended—

(A) by striking out "at the time the person to whom section 1448 applies became entitled to retired or retainer pay" in subsection (a)(4); and

(B) by inserting "(without regard to the eligibility of the person making the change of election to make an election under such section)" before the period at the end of the third sentence of subsection (f)(1).

10 USC 1448 note.

(b) In the case of a person who on the date of the enactment of this Act is a person described in subparagraph (A) of subsection (b)(3) of section 1448 of title 10, United States Code (as amended by subsection (a)(2)), such subsection shall apply to that person as if the one-year period provided for in subparagraph (A) of such subsection began on the date of the enactment of this Act.

(c)(1) Section 1447(8) of title 10, United States Code, is amended by striking out "annulment, or legal separation," both places it appears and inserting in lieu thereof "or annulment".

10 USC 1448.

(2) Section 1448(a)(3) is amended—

(A) by inserting "for a former spouse" after "an annuity" the second place it appears in subparagraphs (A) and (B); and

(B) by striking out "of this section" both places it appears.

(3) Section 1450(f) of such title is amended— 10 USC 1450.

(A) by striking out "of this subsection" in paragraph (1); and 97 STAT. 654

(B) by striking out "annulment, or legal separation," in paragraph (2) and inserting in lieu thereof "or annulment,".

(4) Section 1006(e)(3) of the Uniformed Services Former Spouses' Protection Act (title X of Public Law 97-252; 96 Stat. 738) is amended by striking out "section" and all that follows and inserting in lieu thereof "section 1072 of title 10, United States Code.". 10 USC 1408 note.

EXTENSION OF MINIMUM INCOME PROVISION FOR CERTAIN WIDOWS

SEC. 942. (a) Section 4(a)(1) of the Act entitled "An Act to amend chapter 73 of title 10, United States Code, to establish a Survivor Benefit Plan, and for other purposes", approved September 21, 1972 (10 U.S.C. 1448 note), is amended by striking out "on the effective date of this Act is, or within one calendar year after that date becomes," and inserting in lieu thereof "on September 21, 1972, was, or during the period beginning on September 22, 1972, and ending on March 20, 1974, became,".

(b) Any annuity payable by reason of subsection (a) shall be payable only for months after September 1983. 10 USC 1448 note.

CLARIFICATION OF CONTINUING RESPONSIBILITY FOR FUNDING OF CERTAIN SURVIVORS' BENEFITS

SEC. 943. Section 156(g)(1) of Public Law 97-377 (96 Stat. 1922) is amended— 42 USC 402 note.

(1) by striking out "fiscal year 1983" and inserting in lieu thereof "each fiscal year";

(2) by striking out "from the 'Retired Pay, Defense' account of the Department of Defense"; and

(3) by inserting between the first and second sentences the following: "During fiscal year 1983, transfers under this subsection shall be made from the 'Retired Pay, Defense' account of the Department of Defense. During subsequent fiscal years, such transfers shall be made from such account or from funds otherwise available to the Secretary for the purpose of the payment of such benefits and expenses.".

TITLE X—MILITARY PERSONNEL MATTERS

PART A—OFFICER PERSONNEL MANAGEMENT AND TRAINING

TEMPORARY MODIFICATION IN CERTAIN GENERAL AND FLAG OFFICER GRADE LIMITATIONS

SEC. 1001. (a) During fiscal year 1984, the number of officers of the Air Force authorized under section 525(b)(1) of title 10, United States Code, to be on active duty in the grade of general is increased by one. 10 USC 525 note.

(b) During fiscal year 1984, the number of officers of the Navy authorized under section 525(b)(2) of title 10, United States Code, to be on active duty in grades above rear admiral is increased by three. None of the additional officers in grades above rear admiral authorized by this section may be in the grade of admiral.

(c) During fiscal year 1984, a commissioned officer serving in the position of Director of the Intelligence Community Staff shall not be counted against the numbers and percentages of commissioned officers of the grade of such officer authorized for the Armed Force of which he is a member, except that during such year only one commissioned officer of the Armed Forces occupying the position of Director of Central Intelligence or Deputy Director of Central Intelligence as provided for in section 102 of the National Security Act of 1947 (50 U.S.C. 403) or the position of Director of the Intelligence Community Staff may be exempt from such numbers and percentages at any one time.

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PERFORMANCE OF CIVIL FUNCTIONS BY MILITARY OFFICERS

SEC. 1002. (a) Section 973 of title 10, United States Code, is amended by striking out subsection (b) and inserting in lieu thereof the following:

"(b)(1) This subsection applies—

"(A) to a regular officer of an armed force on the active-duty list (and a regular officer of the Coast Guard on the active duty promotion list);

"(B) to a retired regular officer of an armed force serving on active duty under a call or order to active duty for a period in excess of 180 days; and

"(C) to a reserve officer of an armed force serving on active duty under a call or order to active duty for a period in excess of 180 days.

"(2)(A) Except as otherwise authorized by law, an officer to whom this subsection applies may not hold, or exercise the functions of, a civil office in the Government of the United States—

"(i) that is an elective office;

"(ii) that requires an appointment by the President by and with the advice and consent of the Senate; or

5 USC 5312-5317. "(iii) that is a position in the Executive Schedule under sections 5312 through 5317 of title 5.

"(B) An officer to whom this subsection applies may hold or exercise the functions of a civil office in the Government of the United States that is not described in subparagraph (A) when assigned or detailed to that office or to perform those functions.

"(3) Except as otherwise authorized by law, an officer to whom this subsection applies may not hold or exercise, by election or appointment, the functions of a civil office in the government of a State, the District of Columbia, or a territory, possession, or commonwealth of the United States (or of any political subdivision of any such government).

"(4) Nothing in this subsection shall be construed to invalidate any action undertaken by an officer in furtherance of assigned official duties.

Regulations. "(c) The Secretary of Defense, and the Secretary of Transportation with respect to the Coast Guard when it is not operating in the Navy, shall prescribe regulations to implement this section.".

(b) Nothing in section 973(b) of title 10, United States Code, as in effect before the date of the enactment of this Act, shall be construed—

(1) to invalidate any action undertaken by an officer of an Armed Force in furtherance of assigned official duties; or

(2) to have terminated the military appointment of an officer of an Armed Force by reason of the acceptance of a civil office, or the exercise of its functions, by that officer in furtherance of assigned official duties.

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10 USC 973 note. (c) Nothing in section 973(b)(3) of title 10, United States Code, as added by subsection (a), shall preclude a Reserve officer to whom such section applies from holding or exercising the functions of an office described in such section for the term to which the Reserve officer was elected or appointed if, before the date of the enactment of this Act, the Reserve officer accepted appointment or election to that office in accordance with the laws and regulations in effect at the time of such appointment or election.

(d) The Act entitled "An Act to grant the consent of the United States to the Red River Compact among the States of Arkansas, Louisiana, Oklahoma, and Texas", approved December 22, 1980 (94 Stat. 3305), is amended by adding at the end thereof the following new section:

"SEC. 5. (a) The President may appoint a regular officer of the Army, Navy, Air Force, or Marine Corps who is serving on active duty as the Federal Commissioner of the Commission.

"(b) Notwithstanding the provisions of section 973(b) of title 10, *Ante*, p. 655. United States Code, acceptance by a regular officer of the Army, Navy, Air Force, or Marine Corps of an appointment as the Federal Commissioner of the Commission, or the exercise of the functions of Federal Commissioner and chairman of the Commission, by such officer shall not terminate or otherwise affect such officer's appointment as a military officer.".

MODIFICATIONS TO RESERVE OFFICERS' TRAINING CORPS SCHOLARSHIP PROGRAM

SEC. 1003. (a)(1) Section 2101(3) of title 10, United States Code, is amended by striking out the period and inserting in lieu thereof "(except that, in the case of a student enrolled in an academic program which has been approved by the Secretary of the military department concerned and which requires more than four academic years for completion of baccalaureate degree requirements, including elective requirements of the Senior Reserve Officers' Training Corps course, such term includes a fifth academic year or a combination of a part of a fifth academic year and summer sessions).".

(2) Section 2104(a) of such title is amended by inserting "at least" before "two". 10 USC 2104.

(3) Section 2107(c) of such title is amended by inserting after the first sentence the following new sentence: "In the case of a student enrolled in an academic program which has been approved by the Secretary of the military department concerned and which requires more than four academic years for completion of baccalaureate degree requirements, including elective requirements of the Senior Reserve Officers' Training Corps course, financial assistance under this section may also be provided during a fifth academic year or during a combination of a part of a fifth academic year and summer sessions.". 10 USC 2107.

(4) Section 209(a) of title 37, United States Code, is amended by striking out "20" and inserting in lieu thereof "30".

(b)(1) Section 2005 of title 10, United States Code, is amended by adding at the end thereof the following new subsection:

"(f) The Secretary concerned shall require, as a condition to the Secretary providing financial assistance under section 2107 or 2107a of this title to any person, that such person enter into an agreement described in subsection (a). In addition to the requirements of clauses (1) through (4) of such subsection, any agreement required by this subsection shall provide— 10 USC 2107, 2107a.

"(1) that if such person fails to complete the education requirements specified in the agreement, the Secretary will have the option to order such person to reimburse the United States in the manner provided for in clause (3) of such subsection without the Secretary first ordering such person to active duty as provided for under clause (2) of such subsection and sections 2107(f) and 2107a(f) of this title; and 10 USC 2107, 2107a.

"(2) that any amount owed by such person to the United States under such agreement shall bear interest at the rate equal to the highest rate being paid by the United States on the day on which the reimbursement is determined to be due for securities having maturities of ninety days or less and shall accrue from the day on which the member is first notified of the amount due to the United States as a reimbursement under this section.".

(2) The amendment made by paragraph (1) shall apply with respect to agreements entered into after September 30, 1983. 10 USC 2005 note.

(c)(1) Section 2107(b)(5) of title 10, United States Code, is amended—

(A) by striking out "either" in the matter preceding subparagraph (A)(ii);

(B) by striking out "or" at the end of subparagraph (A);

(C) by striking out the period at the end and inserting in lieu thereof "; or"; and

(D) by adding at the end the following:

"(C)(i) accept an appointment, if offered, as a commissioned officer in the Army, Navy, Air Force, or Marine Corps, as the case may be; and

"(ii) serve in a reserve component of that armed force until the sixth anniversary of the receipt of such appointment, unless such appointment is otherwise extended by subsection (d) of section 2108 of this title, under such terms and conditions as may be prescribed by the Secretary of the military department concerned.". 10 USC 2108.

(2) The second sentence of section 2107(b) of such title is amended—

(A) by inserting "or (5)(C)" after "(5)(B)"; and

(B) by striking out the period at the end and inserting in lieu thereof ", except that performance of service under clause (5)(C) shall include not less than two years of active duty.".

10 USC 2107 note. (3) The amendments made by this subsection shall apply with respect to agreements entered into under section 2107(b)(5) of title 10, United States Code, after September 30, 1983.

SELECTION OF PERSONS FROM FOREIGN COUNTRIES TO RECEIVE INSTRUCTION AT THE SERVICE ACADEMIES

SEC. 1004. (a)(1) Section 4344 of title 10, United States Code, is amended to read as follows:

"§ 4344. Selection of persons from foreign countries

"(a)(1) The Secretary of the Army may permit not more than 40 persons at any one time from foreign countries to receive instruction at the Academy. Such persons shall be in addition to the authorized strength of the Corps of the Cadets of the Academy under section 4342 of this title.

10 USC 4342.

"(2) The Secretary of the Army, upon approval by the Secretary of Defense, shall determine the countries from which persons may be selected for appointment under this section and the number of persons that may be selected from each country. The Secretary of the Army may establish entrance qualifications and methods of competition for selection among individual applicants under this section and shall select those persons who will be permitted to receive instruction at the Academy under this section.

Pay, allowances, and emoluments. "(b)(1) A person receiving instruction under this section is entitled to the pay, allowances, and emoluments of a cadet appointed from the United States, and from the same appropriations.

Reimbursement of U.S. "(2) Each foreign country from which a cadet is permitted to receive instruction at the Academy under this section shall reimburse the United States for the cost of providing such instruction, including the cost of pay, allowances, and emoluments provided under paragraph (1) unless a written waiver of reimbursement is granted by the Secretary of Defense. The Secretary of the Army shall prescribe the rates for reimbursement under this paragraph.

"(c)(1) Except as the Secretary of the Army determines, a person receiving instruction under this section is subject to the same regulations governing admission, attendance, discipline, resignation, discharge, dismissal, and graduation as a cadet at the Academy appointed from the United States. The Secretary may prescribe regulations with respect to access to classified information by a person receiving instruction under this section that differ from the regulations that apply to a cadet at the Academy appointed from the United States.

"(2) A person receiving instruction under this section is not entitled to an appointment in an armed force of the United States by reason of graduation from the Academy.

10 USC 4346. "(d) A person receiving instruction under this section is not subject to section 4346(d) of this title.".

Repeal. 10 USC 4345. (2) Section 4345 of such title is repealed.

(3) The table of sections at the beginning of chapter 403 of such title is amended by striking out the items relating to sections 4344 and 4345 and inserting in lieu thereof the following:

"4344. Selection of persons from foreign countries.".

(b)(1) Section 6957 of title 10, United States Code, is amended to read as follows:

"§ 6957. Selection of persons from foreign countries

"(a)(1) The Secretary of the Navy may permit not more than 40 persons at any one time from foreign countries to receive instruction at the Academy. Such persons shall be in addition to the authorized strength of the midshipmen under section 6954 of this title.

10 USC 6954.

"(2) The Secretary of the Navy, upon approval by the Secretary of Defense, shall determine the countries from which persons may be selected for appointment under this section and the number of persons that may be selected from each country. The Secretary of the Navy may establish entrance qualifications and methods of competition for selection among individual applicants under this section and shall select those persons who will be permitted to receive instruction at the Academy under this section.

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Pay, allowances, and emoluments.

"(b)(1) A person receiving instruction under this section is entitled to the pay, allowances, and emoluments of a midshipman appointed from the United States, and from the same appropriations.

Reimbursement of U.S.

"(2) Each foreign country from which a midshipman is permitted to receive instruction at the Academy under this section shall reimburse the United States for the cost of providing such instruction, including the cost of pay, allowances, and emoluments provided under paragraph (1) unless a written waiver of reimbursement is granted by the Secretary of Defense. The Secretary of the Navy shall prescribe the rates for reimbursement under this paragraph.

"(c)(1) Except as the Secretary of the Navy determines, a person receiving instruction under this section is subject to the same regulations governing admission, attendance, discipline, resignation, discharge, dismissal, and graduation as a midshipman at the Academy appointed from the United States. The Secretary may prescribe regulations with respect to access to classified information by a person receiving instruction under this section that differ from the regulations that apply to a midshipman at the Academy appointed from the United States.

"(2) A person receiving instruction under this section is not entitled to an appointment in an armed force of the United States by reason of graduation from the Academy.".

(2) The item relating to section 6957 in the table of sections at the beginning of chapter 603 of such title is amended to read as follows:

"6957. Selection of persons from foreign countries.".

(c)(1) Section 9344 of title 10, United States Code, is amended to read as follows:

"§ 9344. Selection of persons from foreign countries

"(a)(1) The Secretary of the Air Force may permit not more than 40 persons at any one time from foreign countries to receive instruction at the Academy. Such persons shall be in addition to the authorized strength of the Air Force Cadets of the Academy under section 9342 of this title.

10 USC 9342.

"(2) The Secretary of the Air Force, upon approval by the Secretary of Defense, shall determine the countries from which persons may be selected for appointment under this section and the number of persons that may be selected from each country. The Secretary of the Air Force may establish entrance qualifications and methods of competition for selection among individual applicants under this section and shall select those persons who will be permitted to receive instruction at the Academy under this section.

Pay, allowances, and emoluments.

"(b)(1) A person receiving instruction under this section is entitled to the pay, allowances, and emoluments of a cadet appointed from the United States, and from the same appropriations.

Reimbursement of U.S.

"(2) Each foreign country from which a cadet is permitted to receive instruction at the Academy under this section shall reimburse the United States for the cost of providing such instruction, including the cost of pay, allowances, and emoluments provided under paragraph (1) unless a written waiver of reimbursement is granted by the Secretary of Defense. The Secretary of the Air Force shall prescribe the rates for reimbursement under this paragraph.

"(c)(1) Except as the Secretary of the Air Force determines, a person receiving instruction under this section is subject to the same regulations governing admission, attendance, discipline, resignation, discharge, dismissal, and graduation as a cadet at the Academy appointed from the United States. The Secretary may prescribe regulations with respect to access to classified information by a person receiving instruction under this section that differ from the regulations that apply to a cadet at the Academy appointed from the United States.

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"(2) A person receiving instruction under this section is not entitled to an appointment in an armed force of the United States by reason of graduation from the Academy.

"(d) A person receiving instruction under this section is not subject to section 9346(d) of this title.".

10 USC 9346.

Repeal.
10 USC 9345.

(2) Section 9345 of such title is repealed.

(3) The table of sections at the beginning of chapter 903 of such title is amended by striking out the items relating to sections 9344 and 9345 and inserting in lieu thereof the following:

"9344. Selection of persons from foreign countries.".

10 USC 4344 note.

(d)(1) Sections 4344(b)(2), 6957(b)(2), and 9344(b)(2) of title 10, United States Code, as added by this section, do not apply to the cost of providing instruction to a person who, before the effective date of this section, entered the United States Military Academy, the United States Naval Academy, or the United States Air Force Academy under section 4344, 4345, 6957, 9344, or 9345 of such title, as in effect on the day before such date. Any such person shall be counted against the maximum of 40 persons who may attend the Academy concerned at any time under any of those sections.

Effective date.

(2) The amendments made by subsections (a), (b), and (c) shall take effect one year after the date of the enactment of this Act and shall apply to each person entering the United States Military Academy, the United States Naval Academy, or the United States Air Force Academy after that effective date.

NOMINATIONS TO SERVICE ACADEMIES FROM GUAM AND FORMER CANAL ZONE AREA

SEC. 1005. (a)(1) Clause (10) of section 4342(a) of title 10, United States Code, is amended to read as follows:

> "(10) One cadet from American Samoa, nominated by the Delegate in Congress from American Samoa.".

10 USC 6954.

(2) Clause (10) of section 6954(a) of such title is amended to read as follows:

> "(10) One from American Samoa, nominated by the Delegate in Congress from American Samoa.".

10 USC 9342.

(3) Clause (10) of section 9342(a) of such title, is amended to read as follows:

> "(10) One cadet from American Samoa, nominated by the Delegate in Congress from American Samoa.".

(b)(1) Clause (8) of section 4342(a) of title 10, United States Code, is amended to read as follows:

> "(8) One cadet nominated by the Administrator of the Panama Canal Commission from the children of civilian personnel of the United States Government residing in the Republic of Panama who are citizens of the United States.".

10 USC 6954.

(2) Clause (8) of section 6954(a) of such title is amended to read as follows:

> "(8) One nominated by the Administrator of the Panama Canal Commission from the children of civilian personnel of the United States residing in the Republic of Panama who are citizens of the United States.".

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(3) Clause (8) of section 9342(a) of such title is amended to read as follows: 10 USC 9342.

"(8) One cadet nominated by the Administrator of the Panama Canal Commission from the children of civilian personnel of the United States Government residing in the Republic of Panama who are citizens of the United States.".

APPOINTMENT OF CITIZENS OF NORTHERN MARIANA ISLANDS AS COMMISSIONED OFFICERS

SEC. 1006. (a) Notwithstanding any provision of law respecting citizenship and in accordance with the covenant entitled "A Covenant to establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America" (approved on March 24, 1976, by Public Law 94-241), a citizen of the Northern Mariana Islands who indicates in writing to a commissioned officer of the Armed Forces of the United States an intent to become a citizen, and not a national, of the United States upon full implementation of such covenant, and who is otherwise qualified for military service under applicable laws and regulations, may be appointed as an officer in the Armed Forces of the United States, may be appointed or enrolled in the Senior Reserve Officers' Training Corps program of any of the Armed Forces under chapter 103 of title 10, United States Code, and may be selected to be a participant in the Armed Forces Health Professions Scholarship program under chapter 105 of such title.

10 USC 532 note.
48 USC 1681 note.
10 USC 2101 *et seq.*
10 USC 2120 *et seq.*

(b) This section shall expire upon the establishment of the Commonwealth of the Northern Mariana Islands. Expiration date.

TRANSFER OF PUBLIC HEALTH SERVICE OFFICERS TO OTHER UNIFORMED SERVICES

SEC. 1007. (a)(1) Section 716 of title 10, United States Code, is amended to read as follows:

"§ 716. Commissioned officers: transfers among the armed forces, the National Oceanic and Atmospheric Administration, and the Public Health Service

"(a) Notwithstanding any other provision of law, the President, within authorized strengths and with the consent of the officer involved, may transfer any commissioned officer of a uniformed service from his uniformed service to, and appoint him in, another uniformed service. The Secretary of Defense, the Secretary of Transportation, the Secretary of Commerce, and the Secretary of Health and Human Services shall jointly establish, by regulations approved by the President, policies and procedures for such transfers and appointments.

"(b) An officer transferred under this section may not be assigned precedence or relative rank higher than that which he held on the day before the transfer.

"(c) In this section, 'uniformed service' means any of the armed forces, the Commissioned Corps of the National Oceanic and Atmospheric Administration, or the Commissioned Corps of the Public Health Service.". "Uniformed service."

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(2) The item relating to such section in the table of sections at the beginning of chapter 41 of such title is amended to read as follows:

"716. Commissioned officers: transfers among the armed forces, the National Oceanic and Atmospheric Administration, and the Public Health Service.".

(b)(1) Chapter 53 of such title is amended by adding at the end thereof the following new section:

"§ 1043. Service credit: service in the National Oceanic and Atmospheric Administration or the Public Health Service 10 USC 1043.

"Active commissioned service in the National Oceanic and Atmospheric Administration or the Public Health Service shall be credited as active commissioned service in the armed forces for purposes of determining the retirement eligibility and computing the retired pay of a member of the armed forces.".

(2) The table of sections at the beginning of such chapter is amended by adding at the end thereof the following new item:

"1043. Service credit: service in the National Oceanic and Atmospheric Administration or the Public Health Service.".

10 USC 533.

(c)(1) Section 533(a)(1) of such title is amended by inserting ", the National Oceanic and Atmospheric Administration, or the Public Health Service" after "in any armed force".

10 USC 1174.

(2) Section 1174(i) of such title is amended—

(A) by inserting "(1)" after "(i)"; and

(B) by adding at the end thereof the following new paragraph:

"(2) Active commissioned service in the National Oceanic and Atmospheric Administration or the Public Health Service shall be credited as active service in the armed forces for the purposes of this section.".

10 USC 3353.

(3) Section 3353(a)(1) of such title is amended—

(A) by striking out "chapters 337 and 363" and inserting in lieu thereof "this chapter and chapter 363"; and

(B) by inserting ", the National Oceanic and Atmospheric Administration, or the Public Health Service" after "in any armed force".

10 USC 5600.

(4) Section 5600(a)(1) of such title is amended by inserting ", the National Oceanic and Atmospheric Administration, or the Public Health Service" after "in any armed force".

10 USC 8353.

(5) Section 8353(a)(1) of such title is amended—

(A) by striking out "chapters 837 and 863" and inserting in lieu thereof "this chapter and chapter 863"; and

(B) by inserting ", the National Oceanic and Atmospheric Administration, or the Public Health Service" after "in any armed force".

(d) Clause (13) of section 3(a) of the Act of August 10, 1956 (33 U.S.C. 857a(a)), is amended to read as follows:

Ante, p. 661.

"(13) Section 716, Commissioned officers: transfers among the Armed Forces, the National Oceanic and Atmospheric Administration, and the Public Health Service.".

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PART B—RESERVE COMPONENT MANAGEMENT

BONUSES FOR ENLISTMENTS, REENLISTMENTS, AND VOLUNTARY EXTENSIONS OF SERVICE IN ELEMENTS OF THE READY RESERVE OTHER THAN THE SELECTED RESERVE

SEC. 1011. (a) Chapter 5 of title 37, United States Code, is amended by inserting after section 308f the following new sections:

37 USC 308g.

"§ 308g. Special pay: bonus for enlistment in elements of the Ready Reserve other than the Selected Reserve

"(a) An eligible person who enlists in a combat or combat support skill of an element (other than the Selected Reserve) of the Ready Reserve of an armed force for a term of enlistment of not less than six years, and who has not previously served in an armed force, may be paid a bonus as provided in subsection (b) of this section.

"(b) Eligibility for and the amount and method of payment of a bonus under this section shall be determined in accordance with regulations prescribed under subsection (g) of this section, except that the amount of such a bonus may not exceed $1,000.

"(c) A bonus may not be paid under this section for a term of enlistment to any person who fails to complete satisfactorily initial active duty for training or who, upon completion of initial active duty for training, elects to serve the remainder of the term of enlistment in the Selected Reserve or in an active component of an armed force.

Refund.

"(d) A person who receives a bonus payment under this section and who fails during the period for which the bonus was paid to serve satisfactorily in the element of the Ready Reserve with respect to which the bonus was paid shall refund to the United States an amount which bears the same ratio to the amount of the bonus paid to such person as the period which such person failed to serve satisfactorily bears to the total period for which the bonus was paid.

"(e) An obligation to reimburse the United States imposed under subsection (d) of this section is, for all purposes, a debt owed to the United States.

11 USC 1 *et seq.*

"(f) A discharge in bankruptcy under title 11 that is entered less than five years after the termination of an enlistment for which a bonus was paid under this section does not discharge the person receiving such bonus payment from the debt arising under subsection (d) of this section. This subsection applies to any case commenced under title 11 after the date of the enactment of the Department of Defense Authorization Act, 1984.

Ante, p. 614.

Regulations.

"(g) This section shall be administered under regulations prescribed by the Secretary of Defense for the armed forces under his jurisdiction and by the Secretary of Transportation for the Coast Guard when it is not operating as a service in the Navy.

Restriction.

"(h) A bonus may not be paid under this section to any person for an enlistment after September 30, 1985.

37 USC 308h.

"§ 308h. Special pay: bonus for reenlistment, enlistment, or voluntary extension of enlistment in elements of the Ready Reserve other than the Selected Reserve

"(a)(1) An eligible person who is or has been a member of an armed force and who reenlists, enlists, or voluntarily extends an enlistment in a combat or combat support skill of an element (other than the Selected Reserve) of the Ready Reserve of an armed force for a period of not less than three years beyond any other period the person is obligated to serve may be paid a bonus as provided in subsection (b) of this section.

97 STAT. 664

"(2) A bonus may not be paid under this section to a person who has failed to complete satisfactorily any original term of enlistment in the armed forces.

"(b) Eligibility for and the amount and method of payment of a bonus under this section shall be determined under regulations to be prescribed under subsection (f) of this section, except that the amount of such a bonus may not exceed $900.

Refund.

"(c) A person who receives a bonus payment under this section and who fails during the period for which the bonus was paid to serve satisfactorily in the Ready Reserve shall refund to the United States an amount which bears the same ratio to the amount of the bonus paid to such person as the period which such person failed to serve satisfactorily bears to the total period for which the bonus was paid.

"(d) An obligation to reimburse the United States imposed under subsection (c) of this section is, for all purposes, a debt owed to the United States.

11 USC 1 *et seq.*

"(e) A discharge in bankruptcy under title 11 that is entered less than five years after the termination of a reenlistment, enlistment, or extension for which a bonus was paid under this section does not discharge the person receiving such bonus payment from the debt arising under subsection (c) of this section. This subsection applies to any case commenced under title 11 after the date of the enactment of the Department of Defense Authorization Act, 1984.

Ante, p. 614.

Regulations.

"(f) This section shall be administered under regulations to be prescribed by the Secretary of Defense for the armed forces under his jurisdiction and by the Secretary of Transportation for the Coast Guard when it is not operating as a service in the Navy.

"(g) A bonus may not be paid under this section to any person for a reenlistment, enlistment, or voluntary extension of an enlistment after September 30, 1985.".

Repeal.
37 USC 308d.

(b)(1) Section 308d of such title is repealed.

(2) The table of sections at the beginning of such chapter is amended—

(A) by striking out the item relating to item 308d; and

(B) by inserting after the item relating to section 308f the following new items:

"308g. Special pay: bonus for enlistment in elements of the Ready Reserve other than the Selected Reserve.

"308h. Special pay: bonus for reenlistment, enlistment, or voluntary extension of enlistment in elements of the Ready Reserve other than the Selected Reserve.".

Effective date.
37 USC 308g note.

(c) The amendments made by subsections (a) and (b) shall take effect on October 1, 1983.

(d) During fiscal year 1984, not more than $12,000,000 may be expended to carry out sections 308g and 308h of title 37, United States Code (as added by subsection (a)).

EXTENSION OF MEDICAL AND DENTAL CARE FOR RESERVISTS

SEC. 1012. (a)(1) Chapter 55 of title 10, United States Code, is amended by inserting after section 1074 the following new section:

97 STAT. 665

10 USC 1074a.

"§ 1074a. Medical and dental care for members of the uniformed services for injuries incurred or aggravated while traveling to and from inactive duty training

"(a) Under joint regulations prescribed by the Secretary of Defense and the Secretary of Health and Human Services, a member of the uniformed services is entitled to the benefits described in subsection (b) for an injury incurred or aggravated while the member is traveling directly to or from the place at which he is to perform, or has performed, inactive duty training, unless the injury is incurred or aggravated as the result of the member's own gross negligence or misconduct.

"(b) A person described in subsection (a) is entitled to—

"(1) the medical and dental care appropriate for the treatment of his injury until the resulting disability cannot be materially improved by further hospitalization or treatment; and

"(2) subsistence during hospitalization.".

(2) The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1074 the following new item:

"1074a. Medical and dental care for members of the uniformed services for injuries incurred or aggravated while traveling to and from inactive duty training.".

(b) Section 204 of title 37, United States Code, is amended by adding at the end thereof the following new subsection:

"(j) A member of the uniformed services who is entitled to medical or dental care under section 1074a of title 10 is entitled to travel and transportation allowances, or a monetary allowance in place thereof, for necessary travel incident to such care, and return to his home upon discharge from treatment.".

Effective date.
10 USC 1074a note.

(c) The amendments made by subsections (a) and (b) shall apply only in cases of injuries incurred or aggravated on or after the date of the enactment of this Act.

TEST PROGRAM ON LIMITED USE OF COMMISSARY STORES BY MEMBERS OF THE SELECTED RESERVE

SEC. 1013. (a) The Secretary of Defense shall carry out in one or more areas of the United States a test program under which members of the Selected Reserve of the Ready Reserve of a reserve component of the Armed Forces will be permitted to use commissary stores of the Department of Defense a number of days each year equal to the number of days the member performs active duty for training as a member of the Selected Reserve. Under any such test program, a member of the Selected Reserve shall be permitted a period of one year, from the date on which the member performs active duty for training, to use a day of eligibility for using commissary stores.

(b) The Secretary of Defense shall report the results of the test program to the Congress no later than September 30, 1984, together with such comments and recommendations as he determines appropriate.

Report to Congress.

97 STAT. 666

GRADE DETERMINATION FOR PERSONS RECEIVING ORIGINAL APPOINTMENTS AS RESERVE MEDICAL OFFICERS OF THE ARMY OR AIR FORCE

SEC. 1014. (a) Section 3359 of title 10, United States Code, is amended—

(1) by striking out all that precedes clause (1) and inserting in lieu thereof the following:

"(a) Except as provided in subsection (b), the commissioned grade in which a person credited with service under section 3353 of this title is originally appointed as a reserve officer of the Army (based on the service credited under that section) shall be determined as follows:"; and

10 USC 3353

(2) by adding at the end thereof the following new subsection:

"(b) In the case of a person who is originally appointed as a reserve officer in the Medical Corps of the Army during the period beginning on October 1, 1983, and ending on September 30, 1985, and who is credited with service under section 3353 of this title, the commissioned grade in which that person is appointed (based on the service credited under that section) shall be determined as follows:

"(1) For persons with at least four, but less than 14, years of service—captain.

"(2) For persons with at least 14, but less than 21, years of service—major.

"(3) For persons with at least 21 years of service—lieutenant colonel.

"(4) For persons with at least 23 years of service—lieutenant colonel or colonel, as the Secretary of the Army determines.".

(b) Section 8359 of title 10, United States Code, is amended—

(1) by striking out all that precedes clause (1) and inserting in lieu thereof the following:

"(a) Except as provided in subsection (b), the commissioned grade in which a person credited with service under section 8353 of this title is originally appointed as a reserve officer of the Air Force with a designation as a medical officer (based on the service credited under that section) shall be determined as follows:"; and

10 USC 8353.

(2) by adding at the end thereof the following new subsection:

"(b) In the case of a person who is originally appointed as a reserve officer of the Air Force with a designation as a medical officer during the period beginning on October 1, 1983, and ending on September 30, 1985, and who is credited with service under section 8353 of this title, the commissioned grade in which that person is appointed (based on the service credited under that section) shall be determined as follows:

"(1) For persons with at least four, but less than 14, years of service—captain.

"(2) For persons with at least 14, but less than 21, years of service—major.

"(3) For persons with at least 21 years of service—lieutenant colonel.

"(4) For persons with at least 23 years of service—lieutenant colonel or colonel, as the Secretary of the Air Force determines.".

(c) Reserve officers in the Medical Corps of the Army and Reserve officers of the Air Force designated as medical officers who have at least four years of commissioned service and who on the date of the enactment of this Act have a reserve grade below the grade of captain shall be eligible for immediate promotion to the grade of captain if otherwise qualified.

10 USC 3359 note.

97 STAT. 667

PROMOTION OF CERTAIN RESERVE COMMISSIONED OFFICERS SERVING ON ACTIVE DUTY

SEC. 1015. (a)(1) Section 3380 of title 10, United States Code, is amended to read as follows:

"§ 3380. Commissioned officers: promotion of reserve commissioned officers on active duty and not on the active duty list

Regulations.
10 USC 523.
10 USC 524.

"(a) Notwithstanding any other provision of law, a reserve commissioned officer on active duty for duty described in clause (1)(B), (1)(C), or (7) of section 523(b) of this title who is recommended by a selection board for promotion to, or found qualified for Federal recognition in, a higher reserve grade may, in accordance with regulations prescribed by the Secretary of Defense and subject to the limitations of section 524 of this title, be promoted to or extended Federal recognition in such higher reserve grade and may continue to serve on active duty, or be ordered to serve on active duty, in such higher reserve grade.

10 USC 3843 *et seq.*

"(b) Notwithstanding any other provision of law, the service in grade for promotion purposes only of any reserve commissioned officer who is promoted to or extended Federal recognition in a higher reserve grade but whose promotion to or recognition in such higher reserve grade was delayed solely because of limitations imposed in accordance with regulations prescribed by the Secretary of Defense under subsection (a) or contained in section 524 of this title, is the date such officer would have been promoted to or recognized in such higher reserve grade if the limitations did not exist. In computing service in grade for the purposes of determining the date for discharge or transfer to the Retired Reserve under chapter 363 of this title, the date the officer would have been promoted to or recognized in such higher grade had the limitations not existed shall be considered the date of promotion to or recognition in such higher grade.

"(c) Regulations prescribed by the Secretary of Defense under subsection (a) shall prohibit the promotion of an officer under the authority of that subsection unless the duty assignment of the officer requires a higher grade than the grade currently held by the officer.

Expiration date.

"(d) The authority to promote officers under this section shall expire on September 30, 1985.".

(2) The item relating to section 3380 in the table of sections at the beginning of chapter 337 of such title is amended to read as follows:

"3380. Commissioned officers: promotion of reserve commissioned officers on active duty and not on the active duty list.".

(b)(1) Section 8380 of title 10, United States Code, is amended to read as follows:

"§ 8380. Commissioned officers: promotion of reserve commissioned officers on active duty and not on the active duty list

Regulations.
10 USC 523.
97 STAT. 668
10 USC 524.

"(a) Notwithstanding any other provision of law, a reserve commissioned officer on active duty for duty described in clause (1)(B), (1)(C), or (7) of section 523(b) of this title who is recommended by a selection board for promotion to, or found qualified for Federal recognition in, a higher reserve grade may, in accordance with regulations prescribed by the Secretary of Defense and subject to the limitations of section 524 of this title, be promoted to or extended Federal recognition in such higher reserve grade and may continue to serve on active duty, or be ordered to serve on active duty, in such higher reserve grade.

"(b) Notwithstanding any other provision of law, the service in grade for promotion purposes only of any reserve commissioned officer who is promoted to or extended Federal recognition in a higher reserve grade but whose promotion to or recognition in such higher reserve grade was delayed solely because of limitations imposed in accordance with regulations prescribed by the Secretary of Defense under subsection (a) or contained in section 524 of this title, is the date such officer would have been promoted to or recognized in such higher reserve grade if the limitations did not exist. In computing service in grade for the purposes of determining the date for discharge or transfer to the Retired Reserve under chapter 863 of this title, the date the officer would have been promoted to or recognized in such higher grade had the limitations not existed shall be considered the date of promotion to or recognition in such higher grade.

10 USC 8843 *et seq.*

"(c) Regulations prescribed by the Secretary of Defense under subsection (a) shall prohibit the promotion of an officer under the authority of that subsection unless the duty assignment of the officer requires a higher grade than the grade currently held by the officer.

Expiration date.

"(d) The authority to promote officers under this section shall expire on September 30, 1985.".

(2) The item relating to section 8380 in the table of sections at the beginning of chapter 837 of such title is amended to read as follows:

"8380. Commissioned officers: promotion of reserve commissioned officers on active duty and not on the active duty list.".

COMPUTATION OF YEARS OF SERVICE FOR MANDATORY TRANSFER OF CERTAIN RESERVISTS TO THE RETIRED RESERVE

SEC. 1016. (a) Section 3853 of title 10, United States Code, is amended—

(1) in clause (1)—

(A) by inserting "and" at the end of subclause (A); and

(B) by striking out the comma and "and" at the end of subclause (B) and all that follows through "Public Law 85-861"; and

(2) by striking out the last sentence.

10 USC 3360.

(b) Sections 3360(b) and 3360(c) of such title are each amended by striking out the last sentence.

10 USC 8853.

(c) Section 8853 of such title is amended—

(1) by inserting "and" at the end of clause (1);

(2) by striking the semicolon and "and" at the end of clause (2) and inserting in lieu thereof a period; and

(3) by striking out clause (3).

Effective date.
10 USC 3360 note.

(d) The amendments made by this section shall be effective only for the period beginning on October 1, 1983, and ending on September 30, 1985.

97 STAT. 669

AUTHORITY TO ORDER CERTAIN RETIRED MEMBERS OF RESERVE COMPONENTS TO ACTIVE DUTY

SEC. 1017. (a) Section 675 of title 10, United States Code, is amended by inserting "or 688" after "672(a)".

10 USC 688.

(b)(1) Subsection (a) of section 688 of such title is amended by inserting ", a member of the Retired Reserve who has completed at least 20 years of active service, or a member of the Fleet Reserve or Fleet Marine Corps Reserve" in the first sentence after "Marine Corps".

(2) Subsection (b) of such section is amended by striking out "A retired member of the Regular Army, Regular Navy, Regular Air Force, or Regular Marine Corps" and inserting in lieu thereof "A member ordered to active duty under this section".

(3) The heading of such section is amended to read as follows:

"§ 688. Retired members".

(4) The item relating to such section in the table of sections at the beginning of chapter 39 of such title is amended to read as follows:

"688. Retired members ".

AUTHORITY TO PERMIT RETIRED ENLISTED MEMBERS OF REGULAR COMPONENTS TO BE PLACED VOLUNTARILY IN THE READY RESERVE

SEC. 1018. Section 269(d) of title 10, United States Code, is amended to read as follows:

"(d) Under such regulations as the Secretary concerned may prescribe, any qualified member of a reserve component or any qualified retired enlisted member of a regular component may, upon his request, be placed in the Ready Reserve. However, a member of the Retired Reserve entitled to retired pay or a retired enlisted member of a regular component may not be placed in the Ready Reserve unless the Secretary concerned makes a special finding that the member's services in the Ready Reserve are indispensable. The Secretary concerned may not delegate his authority under the preceding sentence.".

VALIDATION OF CERTAIN ARMY APPOINTMENTS MADE IN GRADES ABOVE THE GRADE OF SECOND LIEUTENANT

10 USC 101 note.

SEC. 1019. (a) The appointment of a person as a reserve commissioned officer of the Army in a grade above second lieutenant that was made during the period beginning on September 15, 1981 (the effective date of the Defense Officer Personnel Management Act (Public Law 96-513; 94 Stat. 2835)), and ending on August 24, 1982 (the date of a Department of the Army directive which terminated the appointments of reserve commissioned officers above the grade of second lieutenant under appointment criteria in effect before the effective date of the Defense Officer Personnel Management Act) shall be held and considered to be a valid appointment in the grade in which the appointment was made, subject to the consent of the officer concerned.

(b)(1) A reserve commissioned officer whose appointment in a grade above second lieutenant is validated by subsection (a) is entitled to all the rights, privileges, and benefits of the grade to which appointed as of the original date of that appointment, except that such officer is not entitled to any increase in pay or allowances for any period prior to the date of the enactment of this section by virtue of the enactment of this section.

97 STAT. 670

(2) An appointment validated by subsection (a) supersedes any appointment or enlistment of the person concerned made between August 25, 1982, and the date of the enactment of this Act.

PART C—OTHER PERSONNEL MANAGEMENT PROVISIONS

AUTHORITY OF PRESIDENT TO SUSPEND CERTAIN LAWS RELATING TO PROMOTION, RETIREMENT, AND SEPARATION

SEC. 1021. (a) Chapter 39 of title 10, United States Code, is amended by adding after section 673b the following new section:

10 USC 673c.

"§ 673c. Authority of President to suspend certain laws relating to promotion, retirement, and separation

10 USC 672, 673, 673b.

"(a) Notwithstanding any other provision of law, during any period members of a reserve component are serving on active duty pursuant to an order to active duty under authority of section 672, 673, or 673b of this title, the President may suspend any provision of law relating to promotion, retirement, or separation applicable to any member of the armed forces who the President determines is essential to the national security of the United States.

"(b) A suspension made under the authority of subsection (a) shall terminate (1) upon release from active duty of members of the reserve component ordered to active duty under the authority of section 672, 673, or 673b, as the case may be, or (2) at such time as the President determines the circumstances which required the action of ordering members of the reserve component to active duty no longer exist, whichever is earlier.".

(b) The table of sections at the beginning of chapter 39 of such title is amended by inserting immediately below the item relating to section 673b the following new item:

"673c. Authority of President to suspend certain laws relating to promotion, retirement, and separation.".

AUTHORITY TO INCREASE TOTAL INITIAL TERM OF SERVICE IN THE ARMED FORCES

SEC. 1022. (a)(1) Section 511 of title 10, United States Code, is amended—

(A) in subsection (b), by striking out "six years" and inserting in lieu thereof "not less than six years nor more than eight years"; and

(B) in subsection (d), by striking out "six years" and inserting in lieu thereof "not less than six years nor more than eight years".

10 USC 511 note.

(2) The amendments made by paragraph (1) shall apply only with respect to persons who enlist under the authority of subsection (b) or (d) of section 511 of title 10, United States Code, 60 or more days after the date of the enactment of this Act.

(b)(1) Subsection (a) of section 651 of title 10, United States Code, is amended to read as follows:

"(a) Each person who becomes a member of an armed force, other than a person deferred under the next to the last sentence of section 6(d)(1) of the Military Selective Service Act (50 U.S.C. App. 456(d)(1)) shall serve in the armed forces for a total initial period of not less than six years nor more than eight years, as provided in regulations prescribed by the Secretary of Defense for the armed forces under his jurisdiction and by the Secretary of Transportation for the Coast Guard when it is not operating as a service in the Navy, unless such person is sooner discharged under such regulations because of personal hardship. Any part of such service that is not active duty or that is active duty for training shall be performed in a reserve component.".

Effective date.
10 USC 651 note.

(2) The amendment made by paragraph (1) shall apply only with respect to persons who enter the Armed Forces 60 or more days after the date of the enactment of this Act.

VARIABLE TERMS FOR ENLISTMENTS AND REENLISTMENTS IN REGULAR COMPONENTS

SEC. 1023. Section 505 of title 10, United States Code, is amended by striking out "two, three, four, five, or six years" in subsections (c) and (d) and inserting in lieu thereof "at least two but not more than six years".

PART D—MISCELLANEOUS

EXTENSION OF PERIOD DURING WHICH CERTAIN ACCUMULATED LEAVE MAY BE USED

SEC. 1031. (a) The last sentence of section 701(f) of title 10, United States Code, is amended by inserting "third" after "end of the".

Effective date.

(b)(1) The amendment made by subsection (a) shall take effect on the date of the enactment of this Act and shall apply to leave accumulated under section 701(f) of such title after September 30, 1980.

10 USC 701 note.

(2) A member of the Armed Forces who was authorized under section 701(f) of such title to accumulate 90 days' leave during fiscal year 1980, 1981, or 1982 and lost any leave at the end of fiscal year 1981, 1982, or 1983, respectively, because of the provisions of the last sentence of such section, as in effect on the day before the date of the enactment of this Act, shall be credited with the amount of the leave lost and may retain leave in excess of 60 days until (A) September 30, 1984, or (B) the end of the third fiscal year after the year in which such leave was accumulated, whichever is later, but in no case may such a member accumulate leave in excess of 90 days.

Repeal.

(3) Section 404 of the Department of Defense Authorization Act, 1983 (Public Law 97-252; 96 Stat. 725), is repealed.

TRANSPORTATION OF REMAINS OF MILITARY RETIREES DYING IN MILITARY HOSPITALS

SEC. 1032. (a)(1) Chapter 75 of title 10, United States Code, is amended by adding at the end thereof the following new section.

10 USC 1490.

"§ 1490. Transportation of remains of members entitled to retired or retainer pay who die in a military medical facility

10 USC 1071 *et seq.*

"(a) Subject to subsection (b), when a member entitled to retired or retainer pay or equivalent pay dies while properly admitted under chapter 55 of this title to a medical facility of the armed forces located in the United States, the Secretary concerned may transport the remains, or pay the cost of transporting the remains, of the decedent to the place of burial of the decedent.

"(b)(1) Transportation provided under this section may not be to a place outside the United States or to a place further from the place of death than the decedent's last place of permanent residence, and any amount paid under this section may not exceed the cost of transportation from the place of death to the decedent's last place of permanent residence.

10 USC 1481, 1482; 38 USC 901 *et seq.*

"(2) Transportation of the remains of a decedent may not be provided under this section if such transportation is authorized by sections 1481 and 1482 of this title or by chapter 23 of title 38.

"(c) In this section, 'United States' includes the Commonwealth of Puerto Rico and the territories and possessions of the United States.".

(2) The table of sections at the beginning of such chapter is amended by adding at the end thereof the following new item:

"1490. Transportation of remains of members entitled to retired or retainer pay who die in a military medical facility.".

10 USC 1490 note.

(b) Section 1490 of title 10, United States Code, as added by subsection (a), shall apply with respect to the transportation of the remains of persons dying after September 30, 1983.

FEE FOR VETERINARY SERVICES

Effective date.
10 USC 133 note.

SEC. 1033. Effective on October 1, 1984, the Secretary of Defense shall require that a member of the Armed Forces pay a fee of $10 for each time that a pet of such member is provided veterinary care service by a member of the Armed Forces.

EXTENSION OF PILOT DEPARTMENT OF DEFENSE EDUCATIONAL ASSISTANCE LOAN REPAYMENT PROGRAM

SEC. 1034. Section 902(g) of the Department of Defense Authorization Act, 1981 (10 U.S.C. 2141 note), is amended by striking out "October 1, 1983" and inserting in lieu thereof "October 1, 1984".

TITLE XI—NATO AND RELATED MATTERS

NORTH ATLANTIC DEFENSE COOPERATIVE PROGRAMS

Report to Congress.

SEC. 1101. In order to fulfill the international obligations incurred by the United States under the North Atlantic Treaty Organization's Long-Term Defense Program for the rapid reinforcement of Europe, and recognizing that such action is in the national interest of the United States, the Secretary of Defense shall carry out commitments of the United States under the United States-German Wartime Host Nation Support Agreement of April 15, 1982, and under the Prepositioned Materiel Configured in Unit Sets (POMCUS) program by the earliest practicable date. The Secretary of Defense shall include in his annual report to the Congress a statement describing the status of implementation of such agreement and program, including his assessment of whether our allies are bearing their equitable share under such agreement and program and whether the implementation of such agreement and program adversely affects the readiness of the reserve components of the Armed Forces of the United States.

97 STAT. 673

REPORT ON ALLIED CONTRIBUTIONS TO THE COMMON DEFENSE

22 USC 1928 note.

63 Stat. 2241.

11 UST 1632–1759

SEC. 1102. (a) In recognition of the increasing military threat faced by the Western World and in view of the growth, relative to the United States, in the economic strength of Japan, Canada, and a number of Western European countries which has occurred since the signing of the North Atlantic Treaty on April 4, 1949, and the Mutual Cooperation and Security treaty between Japan and the United States on January 19, 1960, it is the sense of the Congress that—

(1) the burdens of mutual defense now assumed by some of the countries allied with the United States under those agreements are not commensurate with their economic resources;

(2) since May 1978, when each NATO member nation agreed to increase real defense spending annually in the range of 3 percent, most NATO members, except for the United States, have failed to meet the 3 percent real growth commitment consistently and performance toward this goal in 1983 is estimated to be the most deficient, on average, since the goal was established;

(3) since May 1981, when the Government of Japan established its policy to defend the air and sea lines of communication out to 1,000 nautical miles from the coast of Japan, progress to develop the necessary self-defense capabilities to fulfill that pledge has been extremely disappointing;

(4) Japan is the ally of the United States with the greatest potential for improving its self-defense capabilities and should, therefore, rapidly increase its annual defense spending to the levels required to fulfill that pledge and to enable Japan to be capable of an effective conventional self-defense capability by 1990, including the capability to carry out its 1,000-mile defense policy, a development that would be consonant not only with Japan's current prominent position in the family of nations but also with its unique sensibilities on the issues of war and peace, sensibilities that are recognized and respected by the people of the United States; and

(5) the continued unwillingness of such countries to increase their contributions to the common defense to more appropriate levels will endanger the vitality, effectiveness, and cohesiveness of the alliances between those countries and the United States.

(b) It is further the sense of the Congress that the President should seek from each signatory country (other than the United States) of the two treaties referred to in subsection (a) acceptance of international security responsibilities and an agreement to make contributions to the common defense which are commensurate with the economic resources of such country, including, when appropriate, an increase in host nation support.

Classified report to Congress.

(c)(1) The Secretary of Defense shall submit to the Congress not later than March 1, 1984, a classified report containing—

(A) a comparison of the fair and equitable shares of the mutual defense burdens of these alliances that should be borne by the United States, by other member nations of the North Atlantic Treaty Organization (NATO), and by Japan, based upon economic strength and other relevant factors, and the actual defense efforts of each nation together with an explanation of disparities that currently exist and their impact on mutual defense efforts;

97 STAT. 674

(B) a description of efforts by the United States and of other efforts to eliminate existing disparities;

(C) estimates of the real growth in defense spending in fiscal year 1983 projected for each NATO member nation compared with the annual real growth goal in the range of 3 percent set in May 1978;

(D) a description of the defense-related initiatives undertaken by each NATO member nation within the real growth in defense spending of such nation in fiscal year 1984;

(E) an explanation of those instances in which the commitments to real growth in defense spending have not been realized and a description of efforts being made by the United States to ensure fulfillment of these important NATO commitments;

(F) a description of the activities of each NATO member and Japan to enhance the security and stability of the Southwest Asia region and to assume additional missions for their own defense as the United States allocates additional resources to the mission of protecting Western interests in world areas not covered by the system of Western Alliances; and

(G) a description of what additional actions the executive branch plans to take should the efforts by the United States referred to in clauses (B) and (E) fail, and, in those instances where such additional actions do not include consideration of the repositioning of American troops, a detailed explanation as to why such repositioning is not being so considered.

Report to Congress.

(2) The Secretary of Defense shall also submit to the Congress not more than 30 days after the submission of the report required under paragraph (1) an unclassified report containing the matters set forth in clauses (A) through (G) of such paragraph.

LIMITATION ON NUMBER OF MILITARY PERSONNEL STATIONED IN EUROPE

Funding restriction.

SEC. 1103. (a) Except as provided in subsections (b) and (c), none of the funds authorized to be appropriated by this or any other Act may be used for the purpose of supporting an end-strength level, as of September 30, 1984, of members of the Armed Forces of the United States assigned to permanent duty ashore in European member nations of the North Atlantic Treaty Organization (NATO) at any level in excess of 315,600.

(b) A number of United States military personnel in excess of 315,600, but not in excess of 320,000, may be permanently assigned to duty ashore in such European nations as of September 30, 1984, if—

Written certifications to Congress.

(1) the Secretary of Defense determines and certifies to the Congress in writing that on September 30, 1984, the total number of military personnel of NATO member nations, other than the United States, stationed in the Federal Republic of Germany will not be less than the total number of military personnel of such member nations stationed in that country on the date of the enactment of this Act;

(2) the Secretary of Defense certifies to the Congress in writing on or after June 1, 1984, that the budget for the Department of Defense for fiscal year 1985 and the Five-Year Defense Plan of the Department of Defense for fiscal years 1985 through 1989 give significant priority to programs directly intended to improve NATO's conventional capabilities, particularly its capability for deep interdiction;

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(3) the Department of Defense has conducted a thorough and detailed analysis of the United States force and support structure in Europe which the Secretary of Defense submits to Congress on or after June 1, 1984, with his certification in writing that a number of United States military personnel in excess of 315,600 is required to meet the United States commitment to NATO; and

Submittal to Congress.

(4) the studies required by sections 1104 through 1107 have been conducted and the reports and recommendations resulting from such studies have been submitted to the Congress.

(c) A number of United States military personnel in excess of 315,600 or in excess of 320,000 may be assigned to permanent duty ashore in European member nations of NATO as of September 30, 1984, without the conditions specified in subsection (b) having been met if the President (1) determines and certifies to the Congress in writing that overriding national security interests require a number of such personnel to be assigned to permanent duty ashore in such nations in excess of 315,600 or 320,000, as the case may be, and (2) includes in the certification the total number of such personnel required and an explanation of the overriding national security interests that require such number of personnel.

(d) In computing the limitation specified in subsections (a) and (b), there may be excluded not more than 2,600 military personnel assigned to the Ground Launched Cruise Missile program and the Pershing II Missile program.

REPORT ON IMPROVEMENT OF CONVENTIONAL FORCES OF NATO

Submittal to congressional committees. 96 Stat. 908.

SEC. 1104. (a) At the same time the President submits the budget for fiscal year 1985 pursuant to section 1105 of title 31, United States Code, but not later than May 1, 1984, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a comprehensive report and plan for improving conventional defense capabilities of the North Atlantic Treaty Organization (NATO). The Secretary shall include in such report—

(1) his recommendations on how NATO's strategy and military program could and should be changed to improve substantially the chances of a successful conventional defense of Europe;

(2) a statement and explanation of what the aggregate NATO conventional defense requirements are;

(3) a current assessment and statement of the status of the Air-Land Battle concept within the Department of Defense and NATO;

(4) an explanation of how and to what extent the various doctrines of NATO military forces are coordinated, and how variations in doctrine can be rectified or exploited to NATO's advantage;

(5) his judgment on the most effective means by which NATO military forces can be operationally integrated to implement the Air-Land Battle concept;

(6) the United States programs which are necessary to support improved NATO conventional capabilities, the changes which are needed, and what the fiscal year 1985 budget and Five-Year Defense Plan of the Department of Defense for fiscal years 1985 through 1989 provide for with respect to NATO conventional capabilities;

97 STAT. 676

(7) the United States conventional programs and weapons that are provided for in the fiscal year 1985 budget and Five-Year Defense Plan of the Department of Defense for fiscal years 1985 through 1989 to enhance the disruption and destruction of Soviet follow-on echelons as well as fixed-site military targets;

(8) the new weapons or systems which are available for such purpose that are not in the current budget or Five-Year Defense Plan of the Department of Defense;

(9) a determination of what are the achievable NATO-wide improvements in conventional defense capability; and

(10) a separate addendum and assessment by the Supreme Allied Commander, Europe, on measures necessary to improve NATO conventional defense capabilities, including a recommended plan for such measures.

Report to Congress.

(b) The President shall submit to the Congress not later than June 1, 1984, his recommendations and plan for improving NATO conventional defense capabilities.

REPORT ON THE NUCLEAR POSTURE OF NATO

Study.

SEC. 1105. (a) The Secretary of Defense shall conduct a study on the tactical nuclear posture of the North Atlantic Treaty Organization (NATO) and submit a report on the results of such study to the Committees on Armed Services of the Senate and the House of Representatives not later than May 1, 1984. Such study shall include—

(1) a detailed assessment of the current tactical nuclear balance in Europe and that projected for 1990;

(2) an assessment of the current, respective operational doctrines for the use of tactical nuclear weapons in Europe of the Warsaw Pact and NATO;

(3) an explanation of how the threat of the use of such weapons relates to deterrence and to conventional defense;

(4) an identification of the number and types of nuclear warheads, if any, considered to be inessential to the defense structure of Western Europe, the quantity and type of such weapons that could be eliminated from Europe under appropriate circumstances without jeopardizing the security of NATO nations and an assessment of what such circumstances might be;

(5) an explanation of the steps that can be taken to develop a rational and coordinated nuclear posture by NATO in a manner that is consistent with proper emphasis on conventional defense forces; and

(6) an identification of any notable, relevant developments that have occurred since the submission to the Congress in April 1975 of the report entitled "The Theater Nuclear Force Posture in Europe", prepared by the Secretary of Defense pursuant to section 302 of the Department of Defense Appropriation Authorization Act, 1975 (Public Law 93-365), which might cause the findings and conclusions of that report to require revision and such revisions in such report as the Secretary considers appropriate.

88 Stat. 401.

97 STAT. 677

Report to Congress.

(b) The President shall submit a written report to the Congress on or before June 1, 1984, containing his views on the Department of Defense study and report required under subsection (a) together with such recommendations with respect to such study and report as he considers appropriate.

REPORT ON COMBAT-TO-SUPPORT RATIO OF UNITED STATES FORCES IN EUROPE IN SUPPORT OF NATO

Submittal to congressional committees.

SEC. 1106. (a) The Secretary of Defense shall submit a report to the Committees on Armed Services of the Senate and House of Representatives not later than May 1, 1984, on the combat, combat support, combat service support, and noncombat components of the Armed Forces of the United States assigned to permanent duty in Europe in support of the North Atlantic Treaty Organization (NATO). The Secretary shall include in such report—

(1) an analysis of the historical (since 1974), current, and projected combat, combat support, combat service support, and noncombat components of the Armed Forces of the United States assigned to permanent duty in Europe in support of NATO and their relationship to each other;

(2) a review of the requirements for such combat, combat support, combat service support, and noncombat components; and

(3) his assessment of the current balance among units of United States combat components, combat support components, and combat service support components forward deployed in Europe and his recommendations for any changes needed to improve that balance in the future.

(b) For the purposes of the report required by subsection (a)—

(1) the combat component of the Army includes only the infantry, cavalry, artillery, armored, combat engineers, special

forces, attack assault helicopter units, air defense, and missile combat units of battalion or smaller size;

(2) the combat component of the Navy includes only the combatant ships (aircraft carrier, battleship, cruiser, destroyer, frigate, submarine, and amphibious assault ships) and combat aircraft wings (fighter, attack, reconnaissance, and patrol); and

(3) the combat component of the Air Force includes only the tactical fighter, reconnaissance, tactical airlift, fighter interceptor, and bomber units of wing or smaller size.

REPORT ON UNITED STATES EXPENDITURES IN SUPPORT OF NATO

SEC. 1107. (a) The Secretary of Defense shall review and analyze the fiscal year 1983 expenditures of the Department of Defense in fulfilling the United States commitment to the North Atlantic Treaty Organization (NATO) and the expenditures projected for such purpose for each of the fiscal years 1984 through 1989.

Submittal to Congress.

(b)(1) The Secretary of Defense shall submit a detailed written report to the Congress not later than June 1, 1984, on the review and analysis required under subsection (a). The Secretary shall set out in such report, in current and constant fiscal year 1983 dollar figures, the expenditures made in fiscal year 1983 and expenditures projected to be made in fiscal years 1984 through 1989 by the United States in fulfilling its commitment to NATO in each of the following categories:

(A) Procurement.

(B) Operations and maintenance.

(C) Military construction.

(D) Military personnel.

(E) Research, development, test, and evaluation.

(2) The Secretary of Defense shall also include in such report a separate breakout of the fiscal year 1983 Department of Defense expenditures in each of the categories specified in paragraph (1) for the Armed Forces of the United States assigned to permanent duty ashore in the European member nations of NATO and the expenditures projected to be incurred by the Department of Defense in each of those categories in each of the fiscal years 1984 through 1989 for personnel of the Armed Forces of the United States planned to be assigned to permanent duty ashore in such nations during each of those fiscal years. The Secretary of Defense shall also include in such report similar separate breakouts for all classes of United States forces reflected in the data submitted to the Committee on Armed Services of the Senate and printed in part 1, pages 61-68, of that Committee's hearings on Department of Defense Authorization For Appropriations For Fiscal Year 1982.

(3) The Secretary of Defense shall also include in such report the estimated percentage growth in each of the five categories specified in paragraph (1) of subsection (b), after allowing for inflation, from one year to the next for the fiscal years 1983 through 1989. In the case of each category of expenditures for which the annual projected rate of expenditure growth after fiscal year 1983 exceeds 3 percent, after allowing for inflation, over the previous fiscal year, the Secretary shall include his assessment of the impact on NATO of limiting the growth of expenditures in that category to 3 percent real growth.

TITLE XII—GENERAL PROVISIONS

PART A—FINANCIAL MATTERS

TRANSFER AUTHORITY

SEC. 1201. (a)(1) Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this Act between any such authorizations (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) The total amount of authorizations that the Secretary of Defense may transfer under the authority of this section may not exceed $1,500,000,000.

(b) The authority provided by this section to transfer authorizations—

(1) may only be used to provide authority for higher priority items than the items from which authority is transferred; and

(2) may not be used to provide authority for an item that has been denied authorization by Congress.

Notification of Congress.

(c) The Secretary of Defense shall promptly notify Congress of transfers made under the authority of this section.

Ante, p. 625.

(d) Transfers between paragraphs of a subsection of section 301 may be made without regard to the requirements of this section.

97 STAT. 679

LONG-TERM LEASE OR CHAPTER OF AIRCRAFT AND VESSELS

SEC. 1202. (a)(1) Chapter 141 of title 10, United States Code, is amended by adding at the end thereof the following new section:

10 USC 2401.

"§ 2401. Requirement for authorization by law of certain contracts relating to vessels and aircraft

"(a)(1) The Secretary of a military department may make a contract for the lease of a vessel or aircraft or for the provision of a service through use by a contractor of a vessel or aircraft only as provided in subsection (b) if—

"(A) the contract will be a long-term lease or charter; or

"(B) the terms of the contract provide for a substantial termination liability on the part of the United States.

"(2) The Secretary of a military department may make a contract that is an agreement to lease or charter or an agreement to provide services and that is (or will be) accompanied by a contract for the actual lease, charter, or provision of services only as provided in subsection (b) if the contract for the actual lease, charter, or provision of services is (or will be) a contract described in paragraph (1).

"(b)(1) The Secretary may make a contract described in subsection (a)(1) if—

"(A) the Secretary has been specifically authorized by law to make the contract;

Notification of congressional committees.

"(B) before a solicitation for proposals for the contract was issued the Secretary notified the Committees on Armed Services and on Appropriations of the Senate and House of Representatives of the Secretary's intention to issue such a solicitation; and

"(C) the Secretary has notified the Committees on Armed Services and on Appropriations of the Senate and House of Representatives of the proposed contract and provided a detailed description of the terms of the proposed contract and a justification for entering into the proposed contract rather than providing for the lease, charter, or services involved through purchase of the vessel or aircraft to be used under the contract, and a period of 30 days of continuous session of Congress has expired following the date on which notice was received by such committees.

Congressional adjournment.

"(2) For purposes of paragraph (1)(C), the continuity of a session of Congress is broken only by an adjournment of the Congress sine die, and the days on which either House is not in session because of an adjournment of more than three days to a day certain are excluded in a computation of such 30-day period.

Funding restrictions.

"(c) Funds may not be appropriated for any fiscal year to or for any armed force or obligated or expended for—

"(1) the long-term lease or charter of any aircraft or naval vessel; or

"(2) for the lease or charter of any aircraft or naval vessel the terms of which provide for a substantial termination liability on the part of the United States,

unless funds for that purpose have been specifically authorized by law.

"(d)(1)(A) In this section, the term 'long-term lease or charter' (except as provided in subparagraph (B)) means a lease, charter, service contract, or conditional sale agreement— "Long-term lease or charter."

"(i) the term of which is for a period of five years or longer or more than one-half the useful life of the vessel or aircraft; or 97 STAT. 680

"(ii) the initial term of which is for a period of less than five years but which contains an option to renew or extend the agreement for a period which, when added to the initial term (or any previous renewal or extension), is five years or longer.

Such term includes the extension or renewal of a lease or charter agreement if the term of the extension or renewal thereof is for a period of five years or longer or if the term of the lease or charter agreement being extended or renewed was for a period of five years or longer.

"(B) In the case of an agreement under which the lessor first places the property in service under the agreement or the property has been in service for less than one year and there is allowable to the lessor or charterer an investment tax credit or depreciation for the property leased, chartered, or otherwise provided under the agreement under section 168 of the Internal Revenue Code of 1954 (unless the lessor or charterer has elected depreciation on a straight-line method for such property), the term 'long-term lease or charter' means a lease, charter, service contract, or conditional sale agreement— 26 USC 168.

"(i) the term of which is for a period of three years or longer; or

"(ii) the initial term of which is for a period of less than three years but which contains an option to renew or extend the agreement for a period which, when added to the initial term (or any previous renewal or extension), is three years or longer.

Such term includes the extension or renewal of a lease or charter agreement if the term of the extension or renewal thereof is for a period of three years or longer or if the term of the lease or charter agreement being extended or renewed was for a period of three years or longer.

"(2) For the purposes of this section, the United States shall be considered to have a substantial termination liability under a contract— Termination liability.

"(A) if there is an agreement by the United States under the contract to pay an amount not less than the amount equal to 25 percent of the value of the vessel or aircraft under lease or charter, calculated on the basis of the present value of the termination liability of the United States under such charter or lease (as determined under regulations prescribed by the Secretary of Defense); or

"(B) if (as determined under regulations prescribed by the Secretary of Defense) the sum of—

"(i) the present value of the amount of the termination liability of the United States under the contract as of the end of the term of the contract (exclusive of any option to extend the contract); and

"(ii) the present value of the total of the payments to be made by the United States under the contract (excluding any option to extend the contract) attributable to capital-hire,

is more than one-half the price of the vessel or aircraft involved.

"(e)(1) Whenever a request is submitted to Congress for the authorization of the long-term lease or charter of aircraft or naval vessels or for the authorization of a lease or charter of aircraft or naval vessels which provides for a substantial termination liability on the part of the United States, the Secretary of Defense shall submit with that request an analysis of the cost to the United States (including lost tax revenues) of any such lease or charter arrangement compared with the cost to the United States of direct procurement of the aircraft or naval vessels by the United States. Request submittal to Congress. 97 STAT. 681

Analysis, review and evaluation.

Report to Congress.

"(2) Any such analysis shall be reviewed and evaluated by the Director of the Office of Management and Budget and the Secretary of the Treasury within 30 days after the date on which the request and analysis are submitted to Congress. The Director and Secretary shall conduct such review and evaluation on the basis of the guidelines issued pursuant to subsection (f) and shall report to Congress in writing on the results of their review and evaluation at the earliest practicable date, but in no event more than 45 days after the date on which the request and analysis are submitted to the Congress.

Request submittal to Congress.

"(3) Whenever a request is submitted to Congress for the authorization of funds for the Department of Defense for the long-term lease or charter of aircraft or naval vessels authorized under this section, the Secretary of Defense—

"(A) shall indicate in the request what portion of the requested funds is attributable to capital-hire; and

"(B) shall reflect such portion in the appropriate procurement account in the request.

Guidelines.

"(f) The Director of the Office of Management and Budget and the Secretary of the Treasury shall jointly issue guidelines for determining under what circumstances the Department of Defense may use lease or charter arrangements for aircraft and naval vessels rather than directly procuring such aircraft and vessels. Such guidelines shall be issued not later than 90 days after the date of enactment of this section.".

(2) The table of sections at the beginning of such chapter is amended by adding at the end thereof the following new item:

"2401. Requirement for authorization by law of certain contracts relating to vessels and aircraft.".

10 USC 2401 note.

(3) Section 2401 of title 10, United States Code, as added by paragraph (1), shall not apply in the case of any lease or charter agreement entered into by the Department of Defense before December 1, 1983.

10 USC 2401 note.

(b) Funds appropriated pursuant to an authorization contained in this Act may not be used to indemnify any person under the terms of a contract entered into with the United States under section 2401 of title 10, United States Code (as added by subsection (a))—

26 USC 1 *et seq.*

(1) for any amount paid or due by any person to the United States for any liability arising under the Internal Revenue Code of 1954; or

(2) to pay any attorneys' fees in connection with such contract.

Submittal to congressional committees.

(c)(1) At the same time that the President submits the budget request for the Department of Defense to Congress for fiscal year 1985, the Secretary of Defense shall submit a written report to the Committees on Armed Services and on Appropriations of the Senate and House of Representatives concerning leases or charters described in paragraph (2).

(2) Such report shall include a list of all leases, charters, service contracts, or conditional sales, the term of which is for a period of 1 year or longer, for major items of defense equipment (including aircraft and naval vessels) which are to be funded either directly or indirectly by any portion of the funds contained in such budget request. Such report shall also include an estimate of the funding level and the source of funding for each such lease, charter, service contract, or conditional sale.

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Funding restriction.
10 USC 2401 note.

(d) Funds available to the Department of Defense may not be used to enter into any contract during fiscal year 1984 under section 2401 of title 10, United States Code, as added by subsection (a), the term of which is for 3 years or more, inclusive of any option for contract extension or renewal, for any vessels, aircraft, or vehicles, through a lease, charter, or similar agreement, that imposes an estimated termination liability (excluding the estimated value of the leased item at the time of termination) on the United States exceeding 50 percent of the original purchase value of the vessel, aircraft, or vehicle involved for which the Congress has not specifically provided budget authority for the obligation of 10 percent of such termination liability.

(e) Nothing in this section shall impede or affect the ability of the Secretary of the Navy to proceed to acquire the use of thirteen T-AKX class Maritime Prepositioning Ships and the use of five new T-5 class tankers in accordance with the long-term charter arrangements negotiated by the Navy before the date of the enactment of this Act.

INDEPENDENT COST ESTIMATES OF MAJOR DEFENSE ACQUISITION PROGRAMS

SEC. 1203. (a)(1) Chapter 4 of title 10, United States Code, is amended by inserting after section 139b the following new section:

"§ 139c. Major defense acquisition programs: independent cost estimates. 10 USC 139c.

"(a) The Secretary of Defense may not approve the full-scale engineering development or the production and deployment of a major defense acquisition program unless an independent estimate of the cost of the program first has been submitted to (and considered by) the Secretary of Defense.

"(b) In this section:

"(1) 'Major defense acquisition program' has the same meaning as provided in section 139a(a)(1) of this title. 10 USC 139a.

"Independent estimate."

"(2) 'Independent estimate' means, with respect to a major defense acquisition program, an estimate of the cost of such program prepared by an office or other entity that is not under the supervision, direction, or control of the military department, defense agency, or other component of the Department of Defense that is directly responsible for carrying out the development or acquisition of the program.

"Cost of the program."

"(3) 'Cost of the program' means, with respect to a major defense acquisition program, all elements of the life-cycle costs of the program, including—

"(A) the cost of all research and development efforts, without regard to the funding source or management control;

"(B) the cost of the prime hardware and its major subcomponents, support costs (including training, peculiar support, and data), initial spares, military construction costs, and the cost of all related procurements (including, where applicable, modifications to existing aircraft or ship platforms), without regard to the funding source or management control of the program; and

97 STAT. 683

"(C) all elements of operating and support costs.".

(2) The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 139b the following new item:

"139c. Major defense acquisition programs: independent cost estimates.".

Effective date.
10 USC 139c note.

(b) Section 139c of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 1983.

Report to congressional committees.
10 USC 139c note.

(c) Not later than May 1, 1984, the Secretary of Defense shall submit a written report to the Committees on Armed Services of the Senate and House of Representatives on the use of independent cost estimates in the planning, programing, budgeting, and selection process for major defense acquisition programs in the Department of Defense. That report shall include an overall assessment of the extent to which such estimates were adopted by the Department in making decisions on the fiscal year 1985 budget and a general explanation of why such estimates might have been modified or rejected. In addition, the Secretary shall include in that report a discussion of current and future initiatives to make greater or more productive use of independent cost estimates in the Department of Defense.

10 USC 139c note.

(d) It is the sense of the Congress that the Secretary of Defense should ensure that adequate personnel and financial resources are allocated at all levels of the Department of Defense to those organizations or offices charged with developing or assessing independent estimates of the costs of major defense acquisition programs.

REQUIREMENT OF AUTHORIZATION OF APPROPRIATIONS FOR WORKING-CAPITAL FUNDS

SEC. 1204. (a) The second sentence of section 2208(d) of title 10, United States Code, is amended to read as follows: "In addition, such amounts may be appropriated for the purpose of providing capital for working-capital funds as have been specifically authorized by law.".

Effective date. 10 USC 2208 note.

(b) The amendment made by subsection (a) shall apply only with respect to appropriations for fiscal years beginning after September 30, 1984.

ONE-YEAR EXTENSION OF TEST PROGRAM TO AUTHORIZE PRICE DIFFERENTIALS TO RELIEVE ECONOMIC DISLOCATIONS

SEC. 1205. (a) Subsection (a) of section 1109 of the Department of Defense Authorization Act, 1983 (10 U.S.C. 2392 note), is amended by striking out "fiscal year 1983" each place it appears and inserting in lieu thereof "fiscal years 1983 and 1984".

10 USC 2392 note.

(b) Subsection (b) of such section is amended by inserting "and April 15, 1984," after "1983" in the first sentence.

AUTHORIZATION OF FUNDS FOR UPGRADING THE INTERNATIONAL COORDINATING COMMITTEE (COCOM) LOGISTICAL SUPPORT

SEC. 1206. The Secretary of Defense may use, out of any funds available to the Department of Defense for fiscal year 1984, an amount not to exceed $2,000,000 for the purpose of upgrading and improving the logistical support of the International Coordinating Committee (COCOM) in order to strengthen control over the export of technology and equipment to certain countries by the United States and certain of its allies.

97 STAT. 684

PART B—DEPARTMENT OF DEFENSE MANAGEMENT MATTERS

ESTABLISHMENT OF DEFENSE DIRECTOR OF OPERATIONAL TEST AND EVALUATION

SEC. 1211. (a)(1) Chapter 4 of title 10, United States Code, is amended by inserting after section 136 the following new section:

10 USC 136a.

"§136a. Director of Operational Test and Evaluation: appointment; powers and duties

"(a)(1) There is a Director of Operational Test and Evaluation in the Department of Defense, appointed from civilian life by the President, by and with the advice and consent of the Senate. The Director shall be appointed without regard to political affiliation and solely on the basis of fitness to perform the duties of the office of Director. The Director may be removed from office by the President. The President shall communicate the reasons for any such removal to both Houses of Congress.

Definitions.

"(2) In this section:

"(A) 'Operational test and evaluation' means—

"(i) the field test, under realistic combat conditions, of any item of (or key component of) weapons, equipment, or munitions for the purpose of determining the effectiveness and suitability of the weapons, equipment, or munitions for use in combat by typical military users; and

"(ii) the evaluation of the results of such test.

"(B) 'Major defense acquisition program' means a Department of Defense acquisition program that is a major defense acquisition program for purposes of section 139a(a)(1) of this title or that is designated as such a program by the Director for purposes of this section.

10 USC 139a.

"(b) The Director is the principal adviser to the Secretary of Defense on operational test and evaluation in the Department of Defense and the principal operational test and evaluation official within the senior management of the Department of Defense. The Director shall—

"(1) prescribe, by authority of the Secretary of Defense, policies and procedures for the conduct of operational test and evaluation in the Department of Defense;

"(2) provide guidance to and consult with the Secretary of Defense and the Secretaries of the military departments with respect to operational test and evaluation in the Department of Defense in general and with respect to specific operational test and evaluation to be conducted in connection with a major defense acquisition program;

"(3) monitor and review all operational test and evaluation in the Department of Defense;

"(4) coordinate operational testing conducted jointly by more than one military department or defense agency;

"(5) analyze the results of the operational test and evaluation conducted for each major defense acquisition program and, at the conclusion of such operational test and evaluation, report to the Secretary of Defense and to the Committees on Armed Services and on Appropriations of the Senate and House of Representatives as provided in subsection (c) on—

"(A) whether the test and evaluation performed was adequate; and

"(B) whether the test and evaluation results confirm that the items or components actually tested are effective and suitable for combat; and

"(6) review and make recommendations to the Secretary of Defense on all budgetary and financial matters relating to operational test and evaluation, including operational test facilities and equipment, in the Department of Defense.

"(c) Each report of the Director required under subsection (b)(5) shall be submitted to the committees specified in that subsection in precisely the same form and with precisely the same content as the report originally was submitted to the Secretary and shall be accompanied by such comments as the Secretary of Defense may wish to make on such report.

Report submittal.

"(d) The Director reports directly, without intervening review or approval, to the Secretary of Defense. The Director shall consult closely with, but the Director and the Director's staff are independent of, the Under Secretary of Defense for Research and Engineering and all other officers and entities of the Department of Defense responsible for research and development.

"(e)(1) The Secretary of a military department shall report promptly to the Director the results of all operational test and evaluation conducted by the military department and of all studies conducted by the military department in connection with operational test and evaluation in the military department.

"(2) The Director may require that such observers as he designates be present during the preparation for and the conduct of the test part of any operational test and evaluation conducted in the Department of Defense.

"(3) The Director shall have access to all records and data in the Department of Defense (including the records and data of each military department) that the Director considers necessary to review in order to carry out his duties under this section.

Records and data accessibility.

"(f)(1) Operational testing of a major defense acquisition program may not be conducted until the Director has approved in writing the adequacy of the plans (including the adequacy of projected levels of funding) for operational test and evaluation to be conducted in connection with that program.

"(2) A final decision within the Department of Defense to proceed with a major defense acquisition program beyond low-rate initial production may not be made until the Director has submitted to the Secretary of Defense the report with respect to that program required by subsection (b)(5) and the Committees on Armed Services and on Appropriations of the Senate and House of Representatives have received that report.

Report submittal.

"(g)(1) The Director shall prepare an annual report summarizing the operational test and evaluation activities of the Department of Defense during the preceding fiscal year. Each such report shall be submitted concurrently to the Secretary of Defense and the Congress not later than January 15 immediately following the end of the fiscal year for which the report is prepared. The report shall include such comments and recommendations as the Director considers appropriate, including comments and recommendations on resources and facilities available for operational test and evaluation and levels of funding made available for operational test and evaluation activities. The Secretary may comment on any report of the Director to Congress under this paragraph.

97 STAT. 686

Comments.

"(2) The Director shall comply with requests from Congress (or any committee of either House of Congress) for information relating to operational test and evaluation in the Department of Defense.

96 Stat. 908.

"(h) The President shall include in the Budget transmitted to Congress pursuant to section 1105 of title 31 for each fiscal year a separate statement of estimated expenditures and proposed appropriations for that fiscal year for the activities of the Director of Operational Test and Evaluation in carrying out the duties and responsibilities of the Director under this section.".

(2) The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 136 the following new item:

"136a. Director of Operational Test and Evaluation: appointment; powers and duties.".

(b) Section 5315 of title 5, United States Code, is amended by adding at the end thereof the following new item:

"Director of Operational Test and Evaluation, Department of Defense.".

Effective date. 10 USC 136a note.

(c) The amendments made by this section shall take effect on November 1, 1983.

ASSISTANT SECRETARIES IN THE DEPARTMENT OF DEFENSE

SEC. 1212. (a)(1) Subsection (a) of section 136 of title 10, United States Code, is amended by striking out "seven" and inserting in lieu thereof "eleven".

(2) Subsection (b) of such section is amended—

(A) by inserting "(1)" after "(b)";

(B) by designating the second sentence of such subsection as paragraph (2);

(C) by designating the fourth sentence of such subsection as paragraph (3) and by striking out "Reserve Affairs" in such sentence and inserting in lieu thereof "Logistics";

(D) by striking out "reserve component" in the fifth sentence of such subsection and inserting in lieu thereof "logistics";

(E) by inserting after paragraph (3) of such subsection (as designated by clause (C)) the following paragraphs:

"(4) One of the Assistant Secretaries shall be the Assistant Secretary of Defense for Reserve Affairs. He shall have as his principal duty the overall supervision of reserve component affairs of the Department of Defense.

"(5) One of the Assistant Secretaries shall be the Assistant Secretary of Defense for Command, Control, Communications, and Intelligence. He shall have as his principal duty the overall supervision of command, control, communications, and intelligence affairs of the Department of Defense."; and

(F) by designating the sentence beginning "In addition" as paragraph (6) and in such sentence—

(i) striking out "In addition, one" and inserting in lieu thereof "One";

(ii) redesignating clauses (1) through (5) as clauses (A) through (E), respectively;

(iii) redesignating subclauses (A) through (D) of subclauses (i) through (iv), respectively; and

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(iv) striking out "clauses (1)-(4)" and inserting in lieu thereof "clauses (A) through (D)".

(3) Subsection (f) of such section is repealed.

(b) Section 175(c) of title 10, United States Code, is amended by striking out "Manpower and".

(c)(1) The first sentence of section 3013 of title 10, United States Code, is amended by striking out "four" and inserting in lieu thereof "five".

10 USC 5034.

(2) The first sentence of section 5034(a) of such title is amended by striking out "three" and inserting in lieu thereof "four".

(d) Section 5315 of title 5, United States Code, is amended—

(1) by striking out "(7)" after "Assistant Secretaries of Defense" and inserting in lieu thereof "(11)";

(2) by striking out "(4)" after "Assistant Secretaries of the Army" and inserting in lieu thereof "(5)"; and

(3) by striking out "(3)" after "Assistant Secretaries of the Navy" and inserting in lieu thereof "(4)".

Effective date.
10 USC 136 note.

(e) The amendments made by this section shall take effect on October 1, 1983.

COMMANDANT OF THE MARINE CORPS TO BE A MEMBER OF THE ARMED FORCES POLICY COUNCIL

SEC. 1213. Section 171(a) of title 10, United States Code, is amended—

(1) by striking out "and" at the end of clause (9);

(2) by striking out the period at the end of clause (10) and inserting in lieu thereof a semicolon and "and"; and

(3) by adding after clause (10) the following new clause: "(11) the Commandant of the Marine Corps.".

5 PERCENT ACROSS-THE-BOARD REDUCTION IN HEADQUARTERS STAFFS

SEC. 1214. (a) Not later than September 30, 1984, the Secretary of Defense shall reduce the total number of military and civilian personnel assigned to duty in the Office of the Secretary of Defense, the agencies of the Department of Defense, and the military departments to perform management headquarters activities or management headquarters support activities by a number that is at least 5 percent below the total number of personnel requested by the President for fiscal year 1984 to perform such activities.

(b) Any reduction in military or civilian personnel assigned to perform management headquarters activities or management headquarters support activities in the National Security Agency/Central Security Service, the Defense Intelligence Agency, the Organization of the Joint Chiefs of Staff, or the Naval Intelligence Command may not be included for the purposes of complying with the requirements of subsection (a).

Definitions.

(c) For purposes of this section, the terms "management headquarters activities" and "management headquarters support activities" have the same meanings as prescribed for such terms in Department of Defense Directive 4100.73 entitled "Department of Defense Management Headquarters and Headquarters Support", dated March 12, 1981.

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REGULATIONS RELATING TO INCREASES IN PRICES FOR SPARE PARTS AND REPLACEMENT EQUIPMENT

10 USC 2452 note

SEC. 1215. (a) Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall issue regulations which—

(1) except as provided in clause (2), prohibit the purchase of any spare part or replacement equipment when the price of such part or equipment, since a time in the past specified by the Secretary (in terms of days or months) or since the most recent purchase of such part or equipment by the Department of Defense, has increased in price by a percentage in excess of a percentage threshold specified by the Secretary in such regulations, and

(2) permit the purchase of such spare part or equipment (notwithstanding the prohibition contained in clause (1)) if the contracting officer for such part or equipment certifies in writing to the head of the procuring activity before the purchase is made that—

(A) such officer has evaluated the price of such part or equipment and concluded that the increase in the price of such part or equipment is fair and reasonable, or

(B) the national security interests of the United States require that such part or equipment be purchased despite the increase in price of such part or equipment.

Publication in Federal Register. Submittal to congressional committees.

(b) The Secretary shall publish the regulations issued under this section in the Federal Register.

(c) Not less than 30 days before the Secretary publishes such regulatons in accordance with subsection (b), the Secretary shall submit the text of the proposed regulations to the Committees on Armed Services of the Senate and House of Representatives.

REPORT ON MANAGEMENT OF SPARE PARTS

Submittal to congressional committees. 10 USC 2452 note.

SEC. 1216. (a) The Secretary of Defense shall submit to the Committees on Armed Services and on Appropriations of the Senate and House of Representatives, by June 1, 1984, a comprehensive report on the management by the Department of Defense of acquisition of initial and replenishment spare parts and on the status of efforts within the Department of Defense (including particularly the Defense Logistics Agency and the military departments) to correct problems associated with increased costs of such parts. The Secretary shall include in such report the following:

(1) An analysis of the extent of overcharging on spare parts and shortages of spare parts.

(2) The status of efforts (if any) to ensure that procurement method codes (PMCs) used to denote the method of procurement for spare parts are accurately and appropriately applied.

(3) With respect to technical data required by a contract to be delivered to the Department of Defense, the status of efforts (if any) to identify and obtain such data that are missing and to identify and correct such data that are inaccurate or incomplete.

(4) The status of efforts to enhance the Department of Defense High-Dollar Spare Parts Breakout Program.

(5) The organizational identity of personnel assigned to the efforts referred to in paragraphs (1) through (4).

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(6) A brief summary of any audit, investigation, or study relating to the acquisition or management of spare or replenishment parts conducted by or for any organization within the Department of Defense during the period beginning on the date of the interim report required in subsection (b) and ending on the date of the submission of the report under this subsection, to be accompanied by a copy of all current regulations or proposed defense regulations relating specifically to the acquisition or management of spare or replenishment parts.

(7) An analysis of the feasibility and desirability of establishing a statutory or contractual time limit on the protection from disclosure outside the Department of Defense given technical data delivered by contractors to the Department of Defense with limited rights (as defined in the Defense Acquisition Regulations).

(8) An analysis of the feasibility and desirability of withholding Department of Defense contracts from contractors who have obtained unreasonable profits on defense contracts or have sold items to the Department of Defense at unjustifiable prices, until any such excess amounts have been repaid.

Interim report submittal to congressional committees.

(b) Not later than December 1, 1983, the Secretary shall submit to the committees named in subsection (a) an interim report stating briefly the actions being taken by the Department of Defense to improve the acquisition and management of spare parts by the Department. Such interim report shall include the identity of any working groups and a description of any studies being done.

(c) The Secretary of Defense shall put into effect at the earliest practicable date policies and procedures to achieve a long-term solution to problems relating to excessive costs of, and long lead times in the acquisition of, initial and replenishment spare parts. In formulating such policies and procedures, the Secretary shall consider the following recommendations:

(1) Parts should be acquired competitively whenever feasible and practicable.

(2) Parts should be acquired through Federal Supply Schedules and the Department of Defense supply system.

(3) Parts should be acquired in economic order quantities and on a multiyear basis whenever feasible and practicable.

(4) On all major system acquisitions, contractors should be required to identify in their contract proposals the cost to the Government of acquiring unlimited rights in technical data and the extent to which the contractor uses standard commercial products in order to allow the Government to assess the desirability of acquiring those unlimited rights and to enable the Government to assess properly the total lifecycle cost of the system.

(5) Contractors should be required to identify the manufacturer of a part and the manufacturer's part number.

(6) Consideration should be given early in the acquisition process to determinations of whether acquisition of unlimited rights in technical data is desirable, taking into consideration that the cost of acquiring reprocurement data may in some instances outweigh the benefits to be derived from such acquisition.

(7) When unlimited data rights in technical data are acquired from a contactor, the contractor should be required to provide to the Government data necessary to incorporate changes in design or technology.

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(8) Before ordering any spare part, the contracting officer should review the acquisition history of that part.

AUTHORITY TO WITHHOLD FROM PUBLIC DISCLOSURE CERTAIN TECHNICAL DATA

SEC. 1217. (a) Chapter 4 of title 10, United States Code, is amended by adding at the end thereof the following new section:

"§ 140c. Secretary of Defense: authority to withhold from public disclosure certain technical data

10 USC 140c.

"(a) Notwithstanding any other provision of law, the Secretary of Defense may withhold from public disclosure any technical data with military or space application in the possession of, or under the control of, the Department of Defense, if such data may not be exported lawfully outside the United States without an approval, authorization, or license under the Export Administration Act of

1979 (50 U.S.C. App. 2401-2420) or the Arms Export Control Act (22 U.S.C. 2751 et seq.). However, technical data may not be withheld under this section if regulations promulgated under either such Act authorize the export of such data pursuant to a general, unrestricted license or exemption in such regulations.

Regulations.

Publication in Federal Register.

"(b)(1) Within 90 days after enactment of this section, the Secretary of Defense shall propose regulations to implement this section. Such regulations shall be published in the Federal Register for a period of no less than 30 days for public comment before promulgation. Such regulations shall address, where appropriate, releases of technical data to allies of the United States and to qualified United States contractors, including United States contractors that are small business concerns, for use in performing United States Government contracts.

"Technical data with military or space application."

"(2) In this section, 'technical data with military or space application' means any blueprints, drawings, plans, instructions, computer software and documentation, or other technical information that can be used, or be adapted for use, to design, engineer, produce, manufacture, operate, repair, overhaul, or reproduce any military or space equipment or technology concerning such equipment.".

(b) The table of sections at the beginning of chapter 4 of such title is amended by adding at the end thereof the following new item:

"140c. Secretary of Defense: authority to withhold from public disclosure certain technical data.".

USE OF POLYGRAPHS BY THE DEPARTMENT OF DEFENSE

SEC. 1218. (a) The Secretary of Defense may not, before April 15, 1984, use, enforce, issue, implement, or otherwise rely on any rule, regulation, directive, policy, decision, or order that would permit the use of polygraph examinations in the case of civilian employees of the Department of Defense or members of the Armed Forces in any manner or to any extent greater than was permitted under rules, regulations, directives, policies, decisions, or orders of the Department of Defense in effect on August 5, 1982.

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(b) The restrictions prescribed in subsection (a) with respect to the use of polygraph examinations in the Department of Defense shall not apply to the National Security Agency of the Department of Defense.

AUTHORITY TO PROVIDE ROUTINE PORT SERVICES TO NAVAL VESSELS OF ALLIED COUNTRIES AT NO COST

SEC. 1219. (a) Section 7227(b) of title 10, United States Code, is amended—

(1) by inserting "(1)" after "(b)"; and

(2) by adding at the end thereof the following new paragraph:

10 USC 2208.

"(2)(A) When furnishing routine port services under this section to naval vessels of an allied country, the Secretary may furnish such services without reimbursement if such services are provided under an agreement that provides for the reciprocal furnishing by such country of routine port services to naval vessels of the United States without reimbursement. If routine port services are furnished under this section by a working-capital fund activity of the Navy established under section 2208 of this title and such activity is not reimbursed directly for the costs incurred by the activity in furnishing those services by reason of this paragraph, the working-capital fund activity shall be reimbursed for such costs out of operating funds currently available to the Navy.

"Allied country."

"(B) In this paragraph, 'allied country' means any of the following:

"(i) A country that is a member of the North Atlantic Treaty Organization.

"(ii) Australia or New Zealand.

"(iii) Any other country designated as an allied country for the purposes of this paragraph by the Secretary of Defense with the concurrence of the Secretary of State.".

Effective date.
10 USC 7227 note.

(b) The amendments made by subsection (a) shall take effect on October 1, 1983.

RECIPROCAL COMMUNICATIONS SUPPORT

SEC. 1220. (a) During fiscal year 1984, the Secretary of Defense, subject to the concurrence of the Secretary of State, may enter into an agreement with the Government of any allied country under which the United States agrees to provide communications support and related supplies and services to such country in return for the reciprocal provision to the United States of an equivalent value of communications support and related supplies and services by such country.

(b) In this section, "allied country" means any of the following:

"Allied country."

(1) A country that is a member of the North Atlantic Treaty Organization.

(2) Australia or New Zealand.

TWO-YEAR EXTENSION OF PROHIBITION ON CONTRACTS FOR THE PERFORMANCE OF FIREFIGHTING AND SECURITY FUNCTIONS

SEC. 1221. (a) Except as provided in subsection (b), funds appropriated to the Department of Defense may not be obligated or expended before October 1, 1985, for the purpose of entering into a contract for the performance of firefighting or security-guard functions at any military installation or facility.

(b) The prohibition in subsection (a) does not apply—

(1) to a contract to be carried out at a location outside the United States (including its commonwealths, territories, and possessions) at which military personnel would have to be used for the performance of the function described in subsection (a) at the expense of unit readiness;

(2) to a contract to be carried out on a Government-owned but privately operated installation; or

(3) to a contract (or the renewal of a contract) for the performance of a function under contract on the date of the enactment of this Act.

Report to Congress.

(c) Not later than March 1, 1984, the Secretary of Defense shall submit to Congress a written report containing an assessment of the special needs of the Department of Defense with respect to firefighting and base security and an assessment of how those needs are met by both Federal employees and contract personnel. The report shall be prepared in consultation with the Administrator of the United States Fire Administration of the Federal Emergency Management Agency.

REPORT ON COST SAVINGS UNDER CONTRACTING OUT PROCEDURES

Submittal to Congress.

SEC. 1222. (a) Not later than April 15, 1984, the Secretary of Defense shall submit a report to Congress describing the experience of the Department of Defense since January 1, 1981, with conversion to contractor operation of commercial or industrial type functions of the Department of Defense which previously had been performed by Department of Defense civilian or military personnel.

(b)(1) The report under subsection (a) shall include with respect to each function of the Department of Defense converted to contractor operation since January 1, 1981—

(A) the estimated cost (as of the date of the award of the contract) of performance of the function by the Government;

(B) the contractor's estimated cost of performance of the function in the bid of the contractor;

(C) the actual cost (as of the end of the contract or the date of the report) of contractor operation of such function; and

(D) the savings (shown in dollars and as a percentage) for the operation of such function since conversion to contractor performance.

(2) The report shall also show—

(A) the average savings (shown in dollars and as a percentage) of all functions converted to contractor performance since January 1, 1981, as projected at the time of contracting and as realized at the end of the contract or the date of the report;

(B) the dollar amount and percentage of such contracts awarded to small businesses; and

(C) the number of Federal employees whose employment by the Government was terminated as a result of conversion of such functions to contractor performance.

EXTENSION OF PERIOD FOR TRANSFER OF DEFENSE DEPENDENTS' EDUCATION SYSTEM TO DEPARTMENT OF EDUCATION

96 Stat. 753.

SEC. 1223. Section 302(a) of the Department of Education Organization Act (20 U.S.C. 3442(a)) is amended by striking out "not later than May 4, 1984" and inserting in lieu thereof "not earlier than May 4, 1986".

FORCE STRUCTURE CHANGES, AIR FORCE

Funding restriction.

SEC. 1224. None of the funds appropriated pursuant to an authorization contained in this or any other Act for operation and maintenance for the Air Force may be obligated or expended to carry out alterations in the planned changes with respect to F-106 and F-15 aircraft announced by the Air Force on January 31, 1983, in its plan for "Tactical and Air Defense Force Structure Changes" to be carried out at K. I. Sawyer Air Force Base, Michigan, until—

Report to Congress.

(1) the Secretary of the Air Force has conducted a study of the cost benefit, cost effectiveness, and military effectiveness of those proposed alterations to such plan and has submitted a written report to Congress, in conjunction with the submission of the Department of Defense's budget request for funds for fiscal year 1986 or any subsequent fiscal year, containing the results of such study, including an analysis of—

(A) the impacts on the regional economy of the area that would be affected by those proposed alterations to such plan and of the nonmilitary costs to the United States, including increases in Federal outlays for unemployment compensation, for other benefits and services to individuals and communities, and for economic adjustment activities; and

(B) the environmental, strategic, and operational consequences of those proposed alterations to such plan; and

(2) a period of 60 days has expired after the date on which such report is received by the Congress in order to provide the appropriate committees of Congress with ample opportunity to consider fully the fiscal, economic, environmental, and military ramifications of those proposed alterations to the plan announced January 31, 1983.

PART C—PROVISIONS RELATING TO SPECIFIC PROGRAMS

LIMITATION ON DEPLOYMENT OF MX MISSILE; DEVELOPMENT OF SMALL MOBILE MISSILE

SEC. 1231. (a) The Secretary of Defense may not deploy more than 10 MX missiles until—

(1) demonstration of subsystems and testing of components of the small mobile intercontinental ballistic missile system (including missile guidance and propulsion subsystems) have occurred; and

(2) nuclear effects tests on the components and subsystems of the prototype mobile transporter-launcher basing system and fixed basing system for the small missile have been carried out using full-scale tests, when practicable, and otherwise using scaled tests.

(b) The Secretary of Defense may not deploy more than 40 MX missiles until—

(1) the major elements (including the guidance and control subsystems) of a mobile missile weighing less than 33,000 pounds as a part of an intercontinental ballistic missile system have been flight tested;

(2) the major elements of the prototype small mobile intercontinental ballistic missile system (including the missile, the prototype mobile transporter-launcher basing system and fixed basing system, and the command, control, and communications system) have been designed and functionally integrated and the system has been validated;

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(3) contractors for the full-scale engineering development of such a missile system have been selected and contracts have been awarded to those contractors; and

(4) full-scale engineering development of such a missile system has begun.

Report to congressional committees.

(c)(1) Not later than January 15 of each year from 1984 through 1988, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a report—

(A) on the progress being made with respect to the development and deployment of the MX missile system;

(B) on the progress being made with respect to the development and testing of a small mobile intercontinental ballistic missile system; and

(C) on developments related to silo-hardening technology.

(2) In each report under paragraph (1), the Secretary shall certify whether the Department of Defense is developing a small mobile intercontinental ballistic missile system with a missile that weighs no more than 33,000 pounds and that is planned to carry no more than a single warhead.

Report to Congress.

(d) If at any time during the development of the small mobile intercontinental ballistic missile it appears that the weight of the missile when deployed will exceed 30,000 pounds, the Secretary of Defense shall submit a report to Congress stating the projected weight of the missile and providing an explanation of the reasons for the weight exceeding 30,000 pounds and the anticipated effects that weight could have on the mobility and blast resistance of the missile system.

Written assessment.

(e) The President shall submit to the Committees on Armed Services of the Senate and the House of Representatives, coincident with the submission to the Congress of any request made after the date of the enactment of this Act for funds for the procurement of operational MX missiles intended for deployment, a written assessment relating to the requirement for and the anticipated impact of the procurement of such missiles. This assessment shall include the President's judgment with respect to—

(A) the degree to which current and projected international conditions require the procurement of such missiles for operational purposes;

(B) the expected impact the procurement of such missiles will have on the stability of the strategic balance between the United States and the Soviet Union; and

(C) the effect the procurement of such missiles, if approved by the Congress, will likely have on achieving negotiated reductions in the nuclear forces of the United States and the Soviet Union through sound, equitable, and verifiable arms control agreements.

SMALL, MOBILE, SINGLE WARHEAD ICBMS

SEC. 1232. It is the sense of the Congress that the design, development, and testing of small, mobile, single warhead intercontinental ballistic missiles (ICBMs) be pursued as a matter of the highest national priority. To achieve this objective, the administration should proceed without delay to engineering design of a small, single warhead ICBM capable of mobile deployment. Key elements of such a program which should be pursued immediately include missile design, guidance accuracy, hardened mobile transporter design, mobile basing and survivable Communication, Command and Control (C^3). Program emphasis should be consistent with past top

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national priorities such as Polaris, Minuteman, and Apollo, and program management structure should also reflect such priority. The Department of Defense should set forth funding and production schedules consistent with the earliest possible Initial Operational Capability (IOC), at or prior to 1992, in its submission to Congress to authorize appropriations for fiscal year 1985.

LIMITATION ON PROCUREMENT OF BINARY CHEMICAL WEAPONS

50 USC 1519a.

SEC. 1233. (a) Notwithstanding any other provision of law, no funds may be obligated or expended after the date of the enactment of this Act for the production of binary chemical weapons unless the President certifies to the Congress that for each 155-millimeter binary artillery shell or aircraft-delivered binary aerial bomb produced a serviceable unitary artillery shell from the existing arsenal shall be rendered permanently useless for military purposes.

Ante, p. 618.

(b)(1) Funds appropriated pursuant to the authorization of appropriations for the Army in section 101 of this Act may be used for the establishment of a production base for binary chemical munitions and for the procurement of components for 155-millimeter binary chemical artillery projectiles, but such funds may not be used for the actual production of binary chemical munitions before October 1, 1985.

Written certifications to Congress.

(2) Notwithstanding the provisions of paragraph (1), before the production of binary chemical munitions may begin after September 30, 1985, the President must certify to Congress in writing that, in light of circumstances prevailing at the time the certification is made, the production of such munitions is essential to the national interest.

"Production of binary chemical munitions."

(3) For purposes of this subsection, "production of binary chemical munitions" means the final assembly of weapon components and the filling or loading of components with binary chemicals.

PROHIBITION AGAINST USING FUNDS APPROPRIATED FOR THE ADVANCED TECHNOLOGY BOMBER PROGRAM FOR ANY OTHER PURPOSE

SEC. 1234. None of the funds appropriated pursuant to an authorization of appropriations in this Act to carry out the Advanced Technology Bomber program may be used for any other purpose.

ESTABLISHING CRITERIA GOVERNING THE TEST OF ANTISATELLITE WARHEADS

Funding restriction.

SEC. 1235. Notwithstanding any other provision of law, none of the funds appropriated pursuant to an authorization contained in this or any other Act may be obligated or expended to test any explosive or inert antisatellite warheads against objects in space unless the President determines and certifies to the Congress—

(1) that the United States is endeavoring, in good faith, to negotiate with the Soviet Union a mutual and verifiable ban on antisatellite weapons; and

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(2) that, pending agreement on such a ban, testing of explosive or inert antisatellite warheads against objects in space by the United States is necessary to avert clear and irrevocable harm to the national security.

REQUIREMENT FOR THE USE OF COMPETITIVE BIDDING PROCEDURES FOR THE LEASE OF CT-39 REPLACEMENT AIRCRAFT

Funding restriction.

SEC. 1236. None of the funds appropriated pursuant to an authorization of appropriations contained in this Act may be used by the Air Force for the lease of any CT-39 replacement aircraft unless competitive bidding procedures are followed in the awarding of the lease for such aircraft and the bidding on the lease is open to all qualified domestic firms. Such bidding procedures shall include consideration of the total costs to the Government of leasing such aircraft, including maintenance, logistics and training costs.

LIMITATION ON WAIVERS OF COST-RECOVERY REQUIREMENTS UNDER ARMS EXPORT CONTROL ACT

SEC. 1237. The authority of the President under section 21(e)(2) of the Arms Export Control Act may be exercised without regard to the limitation imposed by section 770 of the Department of Defense Appropriation Act, 1983 (as contained in Public Law 97-377; 96 Stat. 1862). 22 USC 2761.

WAIVER OF LIMITATION ON FOREIGN MILITARY SALES PROGRAM

SEC. 1238. The Arms Export Control Act shall be administered as if section 747 of the Department of Defense Appropriation Act, 1983 (as contained in Public Law 97-377; 96 Stat. 1858) had not been enacted into law.

F/A-18 AIRCRAFT PROGRAM

SEC. 1239. The Secretary of the Navy may carry out the F/A-18 aircraft program without regard to the first proviso in the paragraph under the heading "AIRCRAFT PROCUREMENT, NAVY" in title IV (procurement) of the Department of Defense Appropriation Act, 1983 (as contained in Public Law 97-377; 96 Stat. 1841).

STUDY TO RE-ESTIMATE THE COST OF THE B-1B BOMBER PROGRAM

SEC. 1240. (a) The Secretary of Defense shall conduct a detailed financial analysis on the projected cost of procuring 100 B-1B bomber aircraft and, on the basis of such analysis, shall as necessary make any revisions to the estimate of the total projected cost for the procurement of such aircraft certified to by the President on January 18, 1982.

Report to Congress.

(b) The Secretary shall submit a written report to the Congress not more than 60 days after the date of the enactment of the Department of Defense Appropriation Act for fiscal year 1984, but in no event later than January 31, 1984, setting forth the results of the analysis required under subsection (a). The Secretary shall include in such report the new estimate of the projected total cost for the procurement of 100 B-1B aircraft.

Review.

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96 Stat. 877.

Nondisclosure of information.

(c) The Secretary shall transmit a copy of the report referred to in subsection (b) to the Comptroller General of the United States for his review and shall make available to the Comptroller General (consistent with those provisions of title 31, United States Code, replacing the Budget and Accounting Act, 1921, and provisions of law contained in the amendments made by Public Law 96-226) such additional data and information as the Comptroller General requires for the purposes of his review. Such data and information as the Comptroller General receives under this section shall not be disclosed to anyone other than those persons specially designated by the Comptroller General to have access to that data and information. Any report by the Comptroller General concerning data and information provided pursuant to this section may, consistent with the classification of such report, be provided to the Congress and shall be prepared with due regard to the sensitivity of the information received in such a manner as to avoid disclosure of data which could adversely affect ongoing contract negotiations or the national security.

PART D—MISCELLANEOUS

ENDORSEMENT OF REPORT ON IMPROVED STRATEGIC COMMUNICATIONS

SEC. 1251. (a) The Congress finds that the report to the Congress by the Secretary of Defense entitled "Direct Communications Links and Other Measures to Enhance Stability", dated April 11, 1983, and submitted to the Congress pursuant to section 1123 of the Depart-

ment of Defense Authorization Act, 1983 (Public Law 97-252; 96 Stat. 756), contains several significant proposals that if implemented would, taken together, make significant progress toward eliminating the danger of accident or misinterpretation leading to nuclear war. Among the proposals in that report that Congress specifically finds constructive are proposals—

(1) to enhance the speed and quality of communications between the Governments of the United States and the Soviet Union;

(2) to establish a communications link between the senior military commands of the United States and the Soviet Union; and

(3) to develop a system of prior notification between the United States and the Soviet Union of missile launches and military exercises by either nation that could be misinterpreted by the other and therefore be destabilizing.

(b) The Congress—

(1) endorses the findings in the report described in subsection (a) and urges the President and the Secretary of Defense to implement as rapidly as possible the proposals made in that report;

(2) suggests that, when practicable and not harmful to the national security of the United States, the United States should unilaterally implement confidence-building measures (such as prior notification of missile launches and military exercises) on a temporary, voluntary basis and should invite the Soviet Union to join in implementing those measures; and

(3) endorses proposals that the United States, through its arms control negotiators, should seek a separate, limited agreement with the Soviet Union on confidence-building measures, such as those recommended in the report described in subsection (a), designed to reduce the danger of accident or misinterpretation leading to nuclear war.

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PUBLIC HEALTH SERVICE HOSPITALS

Demonstration projects.
42 USC 248d.

SEC. 1252. (a) The Secretary of Defense, in consultation with the Secretary of Health and Human Services, shall conduct demonstration projects for the purpose of comparing and evaluating the cost-effectiveness, accessibility, patient acceptance, and the quality of medical care contracted for by the Secretary of Defense under sections 1079 and 1086 of title 10, United States Code, with the medical care provided in those facilities deemed to be facilities of the uniformed services by virtue of section 911 of the Military Construction Authorization Act, 1982 (42 U.S.C. 248c). The Secretary of Defense shall begin conducting such projects within one year after the date of the enactment of this section and continue conducting such projects for not less than three years.

(b) The projects carried out by the Secretary of Defense under this subsection shall utilize various alternative mechanisms for the payment of medical services provided eligible persons, including capitation, prospective payment, all-inclusive fee-for-service charges, and other concepts and programs consistent with the purpose of this section.

(c) If the Secretary of Defense and the Secretary of Health and Human Services determine such action is necessary in order to permit a meaningful evaluation of alternative methods of providing medical care to persons eligible for such care under sections 1079 and 1086 of title 10, United States Code, they may jointly designate additional civilian medical facilities to be facilities of the uniformed services for the purposes of section 1079 of such title. The Secretary may designate a facility under the authority of this subsection for such purposes only if such action is agreed to by the governing body of the facility.

10 USC 1079.

Report to congressional committees.

(d) The Secretary of Defense, in consultation with the Secretary of Health and Human Services, shall submit annually to the Committees on Appropriations and on Armed Services of the Senate and the

House of Representatives a written report on the results of the studies and projects carried out under this section. The first such report shall be submitted not later than one year after the date of the enactment of this section. The last such report shall be submitted not later than one year after the completion of all such studies and projects.

Termination of facility status.
Effective date.
10 USC 1071 *et seq.*

(e) The Secretary of Defense and the Secretary of Health and Human Services may terminate, for purposes of chapter 55 of title 10, United States Code, the status of any facility referred to in subsection (a) or (c) to furnish medical or dental care to members and former members of the uniformed services or their dependents, and such termination may become effective at any time after December 31, 1987. The termination of such status in the case of any such facility may be effected only by an order jointly issued by the Secretary of Defense and the Secretary of Health and Human Services which identifies the facility whose status is being terminated and specifies the date on which such status is being terminated. A copy of each such order shall be furnished to the affected facility and the Committees on Appropriations and on Armed Services of the Senate and the House of Representatives and shall become effective in accordance with the terms of the notice, but not earlier than six months following the date on which a copy of the notice has been furnished to the facility and the committees. Any facility described in subsection (a) or designated under subsection (c) **may terminate its status or designation made under that subsection at any time after the expiration of six months following the date on which a copy of the order terminating the status or designation has been furnished the facility.**

97 STAT. 699

(f) Section 911(b) of the Military Construction Authorization Act, 1982 (42 U.S.C. 248c(b)), is amended by striking out "at any time after" and all that follows through the end of the second sentence and inserting in lieu thereof: "as provided for in section 1252(e) of the Department of Defense Authorization Act, 1984.".

EMPLOYMENT PROTECTION FOR CERTAIN NONAPPROPRIATED FUND INSTRUMENTALITY EMPLOYEES

SEC. 1253. (a)(1) Chapter 81 of title 10, United States Code, is amended by adding at the end thereof the following new section:

"§ 1587. Employees of nonappropriated fund instrumentalities

10 USC 1587.

Definitions.

"(a) In this section:

"(1) 'Nonappropriated fund instrumentality employee' means a civilian employee who is paid from nonappropriated funds of Army and Air Force Exchange Service, Navy Resale and Services Support Office, Marine Corps exchanges, or any other instrumentality of the United States under the jurisdiction of the armed forces which is conducted for the comfort, pleasure, contentment, or physical or mental improvement of members of the armed forces.

"(2) 'Civilian employee' has the meaning given the term 'employee' by section 2105(a) of title 5.

5 USC 2105.

"(3) 'Personnel action', with respect to a nonappropriated fund instrumentality employee (or an applicant for a position as such an employee), means—

"(A) an appointment;

"(B) a promotion;

"(C) a disciplinary or corrective action;

"(D) a detail, transfer, or reassignment;

"(E) a reinstatement, restoration, or reemployment;

"(F) a decision concerning pay, benefits, or awards, or concerning education or training if the education or training may reasonably be expected to lead to an appointment, promotion, or other action described in this paragraph; and

"(G) any other significant change in duties or responsibilities that is inconsistent with the employee's salary or grade level.

"(b) Any civilian employee or member of the armed forces who has authority to take, direct others to take, recommend, or approve any personnel action shall not, with respect to such authority, take or fail to take a personnel action with respect to any nonappropriated fund instrumentality employee (or any applicant for a position as such an employee) as a reprisal for—

Disclosure of information.

"(1) a disclosure of information by such an employee or applicant which the employee or applicant reasonably believes evidences—

"(A) a violation of any law, rule, or regulation; or

"(B) mismanagement, a gross waste of funds, an abuse of authority, or a substantial and specific danger to public health or safety;

if such disclosure is not specifically prohibited by law and if the information is not specifically required by or pursuant to executive order to be kept secret in the interest of national defense or the conduct of foreign affairs; or

"(2) a disclosure by such an employee or applicant to any civilian employee or member of the armed forces designated by law or by the Secretary of Defense to receive disclosures described in clause (1), of information which the employee or applicant reasonably believes evidences—

"(A) a violation of any law, rule, or regulation; or

"(B) mismanagement, a gross waste of funds, an abuse of authority, or a substantial and specific danger to public health or safety.

"(c) This section does not apply to an employee in a position excluded from the coverage of this section by the President based upon a determination by the President that the exclusion is necessary and warranted by conditions of good administration.

Prevention of prohibited actions.

"(d) The Secretary of Defense shall be responsible for the prevention of actions prohibited by subsection (b) and for the correction of any such actions that are taken. The authority of the Secretary to correct such actions may not be delegated to the Secretary of a military department or to the Assistant Secretary of Defense for Manpower and Logistics.

Regulations.

"(e) The Secretary of Defense, after consultation with the Director of the Office of Personnel Management and the Special Counsel of the Merit Systems Protection Board, shall prescribe regulations to carry out this section. Such regulations shall include provisions to protect the confidentiality of employees and applicants making disclosures described in clauses (1) and (2) of subsection (b).".

(2) The table of sections at the beginning of such chapter is amended by adding at the end thereof the following new item:

"1587. Employees of nonappropriated fund instrumentalities.".

10 USC 1587 note.

(b) Section 1587 of such title, as added by subsection (a), shall apply with respect to any conduct prohibited by subsection (b) of such section which occurs after the date of the enactment of this Act.

EXTENSION OF THE GRACE PERIOD FOR THE ENFORCEMENT OF THE PROVISIONS RELATING TO THE FAILURE TO REGISTER AND THE DENIAL OF FEDERAL EDUCATIONAL ASSISTANCE

48 FR 31175.

SEC. 1254. The provision of the notice regarding the implementation of regulations entitled "Student Assistance General Provisions; Registration With Selective Service" (48 Federal Register No. 130, July 6, 1983), relating to the schedule under which an institution of higher education may certify first and then inform the student of the requirement that the student file a Statement of Registration Compliance for the period prior to July 31, 1983, is extended from July 31, 1983, through September 30, 1983.

IMPACT AID AUTHORIZATION

SEC. 1255. (a)(1) Section 505(a)(1) of the Omnibus Budget Reconciliation Act of 1981 is amended by striking out "section 2" the second place it appears and inserting in lieu thereof "section 7". 20 USC 237 note.

97 STAT. 701

(2) Section 505(a)(1) of such Act is further amended—

(A) by striking out "1983, and 1984" and inserting in lieu thereof "and 1983, and $565,000,000 for each of the fiscal years 1984 and 1985"; and

(B) by inserting after "$10,000,000" in clause (A) the following: "for each of the fiscal years 1982 and 1983 and $20,000,000 for each of the fiscal years 1984 and 1985".

(3)(A) Section 505(a)(3) of such Act is amended by striking out "or 1984" and inserting in lieu thereof "1984, or 1985". 20 USC 237 note.

(B) Section 505(b) of such Act is amended by striking out "or 1984" and inserting in lieu thereof "1984, or 1985". 20 USC 238 note.

(b) Section 3(d)(2)(E) of the Act of September 30, 1950 (Public Law 874, 81st Congress) is amended— 20 USC 238.

(1) by inserting "or 1984" after "fiscal year 1983" in clause (ii); and

(2) by striking out "1984" in clause (iii) and inserting in lieu thereof "1985".

RETIREMENT DEDUCTIONS FROM THE PAY OF JUDGES OF THE UNITED STATES COURT OF MILITARY APPEALS

SEC. 1256. (a) Section 8334 of title 5, United States Code, is amended—

(1) in the first sentence of subsection (a)(1) by inserting "and a judge of the United States Court of Military Appeals" before the period; and

(2) by adding at the end of the table contained in subsection (c) the following:

"Judge of the United States Court of Military Appeals for service as a judge of that court.	6	May 5, 1950, to October 31, 1956.
	6½	November 1, 1956, to December 31, 1969.
	7	January 1, 1970, to (but not including) the date of the enactment of the Department of Defense Authorization Act, 1984.
	8	On and after the date of the enactment of the Department of Defense Authorization Act, 1984.".

(b) Section 8336 of such title is amended— 5 USC 8336.

(1) by redesignating subsection (k) as subsection (l); and

(2) by inserting after subsection (j) the following new subsection (k):

"(k) A judge of the United States Court of Military Appeals who is separated from the service after becoming 62 years of age and completing 5 years of civilian service or after completing the term of service for which he was appointed as a judge of such court is entitled to an annuity. A judge who is separated from the service before becoming 60 years of age is entitled to a reduced annuity.". Annuities.

(c) Section 8337(a) of such title is amended by inserting the following after the third sentence: "A judge of the United States Court of Military Appeals who completes 5 years of civilian service and who is found by the Office to be disabled for useful and efficient service as a judge of such court or who is removed for mental or physical disability under section 867(a)(2) of title 10 shall be retired on the judge's own application or upon such removal.". 5 USC 8337. 10 USC 867.

97 STAT. 702

(d) Section 8338 of such title is amended— 5 USC 8338.

(1) by redesignating subsection (c) as subsection (d); and

(2) by inserting after subsection (b) the following new subsection (c):

"(c) A judge of the United States Court of Military Appeals who is separated from the service after completing 5 years of civilian Annuities.

service is entitled to an annuity beginning at the age of 62 years. A judge of such court who is separated from the service after completing the term of service for which he was appointed is entitled to an annuity. If an annuity is elected before the judge becomes 60 years of age, it shall be a reduced annuity.".

5 USC 8339.

(e) Section 8339 of such title is amended—

(1) in subsection (d), by adding at the end thereof the following new paragraph:

Annuity computation.

"(6) The annuity of an employee who is a judge of the United States Court of Military Appeals, or a former judge of such court, retiring under this subchapter is computed under subsection (a) of this section, except, with respect to his service as a judge of such court, his service as a Member, his congressional employee service, and his military service (not exceeding 5 years) creditable under section 8332 of this title, his annuity is computed by multiplying $2\frac{1}{2}$ percent of his average pay by the years of that service."; and

(2) by adding at the end of subsection (h) the following new sentence: "The annuity computed under subsections (a), (d)(6), and (f) of this section for a judge of the United States Court of Military Appeals retiring under the second sentence of section 8336(k) of this title or the third sentence of section 8338(c) of this title is reduced by $\frac{1}{12}$ of 1 percent for each full month not in excess of 60 months, and $\frac{1}{6}$ of 1 percent for each full month in excess of 60 months, the judge is under 60 years of age at the date of separation.".

Ante, p. 701.
Supra.

Effective date.
5 USC 8334 note.

(f) The increase in deductions from the pay of a judge of the United States Court of Military Appeals required by section 8334(a) of title 5, United States Code, as amended by subsection (a), shall take effect with respect to the first pay period that begins after the date of the enactment of this Act.

ONE-YEAR POSTPONEMENT FOR CERTAIN DEPOSITS FOR CIVIL SERVICE RETIREMENT CREDIT FOR MILITARY SERVICE

SEC. 1257. Section 8334(j)(2)(A) of title 5, United States Code, is amended by striking out "October 1, 1982" and inserting in lieu thereof "October 1, 1983".

COMPENSATION FOR INJURIES INCURRED IN THE PERFORMANCE OF DUTY BY MEMBERS OF THE CIVIL AIR PATROL

SEC. 1258. (a) Section 8141 of title 5, United States Code, is amended—

(1) in subsection (a), by inserting "under 18 years of age" after "Civil Air Patrol Cadet"; and

(2) in subsection (b)(1), by striking out "$300" and inserting in lieu thereof "the rate of basic pay payable for step 1 of grade GS-9 in the General Schedule under section 5332 of this title".

5 USC 5332.
Effective date.
5 USC 8141 note.

(b)(1) The amendments made by subsection (a) shall take effect on the date of the enactment of this Act.

97 STAT. 703

(2) The amendment made by subsection (a)(1) shall apply only to deaths or injuries occurring on or after the date of the enactment of this Act.

(3) The amendment made by subsection (a)(2) shall apply only to the computation of compensation payable for periods commencing on or after the date of the enactment of this Act.

REPEAL OF REQUIREMENT FOR RETIREE SUGGESTION PROGRAM

Repeal.

SEC. 1259. (a) Section 2390 of title 10, United States Code, is repealed.

(b) The table of sections at the beginning of chapter 141 of such title is amended by striking out the item relating to section 2390.

OFFSHORE DRILLING AFFECTING NAVAL OPERATIONS

SEC. 1260. (a) The Secretary of the Navy shall submit a report to the Committees on Armed Services of the Senate and House of Representatives on the potential effect on naval operations of any proposed lease by the Department of the Interior of offshore lands for oil or gas drilling. Report transmittals.

(b) The Secretary of the Navy shall define offshore zones along the United States in which oil or gas drilling would cause appreciable impact on naval operations. The Secretary shall transmit to Congress and to the Secretary of the Interior a report describing the zones so established and the justification for each such zone.

RESTORATION OF BEDFORD AIR FORCE STATION, VIRGINIA

SEC. 1261. The Secretary of the Air Force may remove from the site of the former Bedford Air Force Station, Virginia, the improvements made to that site by the Air Force and may restore the premises as provided in the license from the United States Forest Service of the Department of Agriculture authorizing the use of that site by the Air Force.

PROHIBITION ON PURCHASE OF CERTAIN TYPEWRITERS

SEC. 1262. None of the funds available to the Department of Defense shall be available for the procurement of manual typewriters which were manufactured by facilities located within states which are signatories to the Warsaw Pact.

AWARD OF CAMPAIGN AND SERVICE MEDALS TO CERTAIN PERSONS

SEC. 1263. (a) Section 401 of the GI Bill Improvements Act of 1977 (Public Law 95-202; 91 Stat. 1449; 38 U.S.C. 106 note) is amended by adding at the end thereof the following new subsection:

"(c) Under regulations prescribed by the Secretary of Defense, any person who is issued a discharge under honorable conditions pursuant to the implementation of subsection (a) of this section may be awarded any campaign or service medal warranted by such person's service.". Regulations.

(b) The amendment made by subsection (a) shall apply to all persons issued discharges under honorable conditions pursuant to section 401 of the GI Bill Improvements Act of 1977, whether such discharges are awarded before, on, or after the date of the enactment of this Act. 38 USC 106 note. 38 USC 106 note.

COMMEMORATIVE MEDAL FOR FAMILIES OF AMERICAN PERSONNEL MISSING IN SOUTHEAST ASIA

SEC. 1264. (a) The Congress finds and declares that—

(1) 2,494 Americans, military and civilian, are listed as missing or otherwise unaccounted for in Southeast Asia;

(2) those missing or otherwise unaccounted for Americans have suffered untold hardship at the hands of a cruel enemy while in the service of their country;

(3) the loyalty, hope, love, and courage of these families provide inspiration to all Americans;

(4) the Congress and the people of the United States are committed to a full accounting for all Americans missing or otherwise unaccounted for in Southeast Asia; and

(5) the service of those missing and otherwise unaccounted for Americans is deserving of special recognition by the Congress and all Americans.

(b)(1)(A) The Speaker of the House of Representatives and the President pro tempore of the Senate are authorized jointly to present, on behalf of the Congress, to those American personnel listed as missing or otherwise unaccounted for in Southeast Asia, to be accepted by next of kin, bronze medals designed by an artist who is an in-theater Vietnam veteran, in recognition of the distinguished service, heroism, and sacrifice of these personnel, and the commitment of the American people to their return. For such purpose, the Secretary of the Treasury shall cause to be struck bronze medals.

Appropriation authorization.

(B) There is authorized to be appropriated not to exceed $20,000 to carry out the provisions of subparagraph (A).

Miniature duplicate bronze medals.

(2) The Secretary of the Treasury may cause miniature duplicates in bronze of the medal provided for in paragraph (1) to be coined and sold, under such regulations as he may prescribe, at a price sufficient to cover the cost thereof (including labor, materials, dies, use of machinery, and overhead expenses), and the appropriation used for carrying out the provisions of this subsection shall be reimbursed out of the proceeds of such sale.

96 Stat. 980.

(3) The medals provided for in this subsection are national medals for the purpose of section 5111 of title 31, United States Code.

NAME OF SCHOOL OF MEDICINE AT THE UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES

F. Edward Hébert School of Medicine.
10 USC 2112 note.

Sec. 1265. The School of Medicine of the Uniformed Services University of the Health Sciences shall after the date of the enactment of this Act be known and designated as the "F. Edward Hébert School of Medicine". Any reference to such school of medicine in any law, regulation, map, document, or other record of the United States shall after such date be deemed to be a reference to such school of medicine as the F. Edward Hébert School of Medicine.

ACCEPTANCE OF VOLUNTARY SERVICES FOR MILITARY MUSEUMS AND FAMILY SUPPORT PROGRAMS

Sec. 1266. (a) Chapter 81 of title 10, United States Code, is amended by adding after section 1587 (as added by section 1253) the following new section:

97 STAT. 705

10 USC 1588.

"§ 1588. Authority to accept certain voluntary services

96 Stat. 923.

"(a) Notwithstanding section 1342 of title 31, the Secretary of a military department may accept from any person voluntary services to be provided for a museum or a family support program operated by that military department.

"(b) A person providing voluntary services under subsection (a) shall be considered to be an employee for the purposes of chapter 81 of title 5, relating to compensation for work-related injuries, and to be an employee of the Government for the purposes of chapter 171 of title 28, relating to tort claims. Such a person who is not otherwise employed by the Federal Government shall not be considered to be a Federal employee for any other purpose by reason of the provision of such services.".

5 USC 8101 *et seq.*
28 USC 2671 *et seq.*

(b) The table of sections at the beginning of such chapter is amended by adding after the item relating to section 1587 (as added by section 1253) the following new item:

"1588. Authority to accept certain voluntary services.".

REPORT ON PROPOSED LEGISLATION FOR CODIFICATION OF CERTAIN PROVISIONS OF LAW

Submittal to congressional committees.

Sec. 1267. The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives not later than February 1, 1984, proposed legislation for codification into appropriate titles of the United States Code, or for incorporation into other existing laws, those provisions of law that have been enacted during the past five years as a part of the annual Department of Defense Authorization Act or the annual Department of Defense Appropriation Act under the heading "General Provisions" and that in the opinion of the Secretary should be so codified or incorporated.

TECHNICAL AMENDMENTS TO TITLE 10, UNITED STATES CODE

SEC. 1268. Title 10, United States Code, is amended as follows:

(1) Section 139b(g)(2) is amended by striking out "procurment" and inserting in lieu thereof "procurement".

(2) Section 140 is amended by striking out "of this section" in subsections (a) and (c).

(3) Section 520(a) is amended—

(A) by striking out "For the fiscal year beginning on October 1, 1980" and all that follows through "1982, the" and inserting in lieu thereof "The";

(B) by striking out "such fiscal year" the first place it appears in the last sentence and inserting in lieu thereof "any fiscal year"; and

(C) by striking out "number of such" and all that follows through "into" in the last sentence and inserting in lieu thereof "total number of persons originally enlisted or inducted to serve on active duty (other than active duty for training) in".

(4) Section 1079 is amended—

(A) by striking out "thirty" in subsections (a) and (d) and inserting in lieu thereof "30"; and

(B) by striking out "of this section" in subsection (g).

97 STAT. 706

10 USC 1081.

(5)(A) The heading of section 1081 is amended by striking out the semicolon and the last word.

(B) The item relating to that section in the table of sections at the beginning of chapter 55 is amended by striking out the semicolon and the last word.

(6) Section 1085 is amended by inserting a comma after "or his dependent" the first place it appears.

(7) Section 1090 is amended by striking out "(a)".

(8) Section 1126(a)(1) is amended by striking out "Who" and inserting in lieu thereof "who".

(9) Section 1489(a)(2) is amended by striking out "the date of the enactment of this section" and inserting in lieu thereof "October 14, 1980".

(10) Section 2005 is amended—

(A) by striking out "of this section" each place it appears in subsections (c) and (d); and

(B) by striking out "section—" in subsection (e) and inserting in lieu thereof "section:".

(11) Section 2101 is amended—

(A) by striking out "chapter—" and inserting in lieu thereof "chapter:";

(B) by striking out " 'program' " and inserting in lieu thereof " 'Program' ";

(C) by striking out the semicolon at the end of paragraph (1) and inserting in lieu thereof a period;

(D) by striking out " 'member' " and inserting in lieu thereof " 'Member' ";

(E) by striking out "; and" and inserting in lieu thereof a period; and

(F) by striking out " 'advanced' " and inserting in lieu thereof " 'Advanced' ".

Repeal.
10 USC 2116.

(12)(A) Section 2116 is repealed.

(B) The table of sections at the beginning of chapter 104 is amended by striking out the item relating to section 2116.

(13) Section 2120 is amended by striking out "chapter—" and inserting in lieu thereof "chapter:".

97 STAT. 707

10 USC 2134.

(14) Section 2134 is amended by striking out the second sentence of such section.

(15) The table of chapters at the beginning of subtitle A and the table of chapters at the beginning of part II of such subtitle are amended by striking out "and" in the item relating to chapter 60 and inserting in lieu thereof "or".

Approved September 24, 1983.

LEGISLATIVE HISTORY—S. 675 (H.R. 2969) (S. 1107) (H.R. 2797) (H.R. 2972):

HOUSE REPORTS: No. 98-107 accompanying H.R. 2969 (Comm. on Armed Services) and No. 98-352 (Comm. of Conference).

SENATE REPORTS: No. 98-174 (Comm. on Armed Services) and No. 98-213 (Comm. of Conference).

CONGRESSIONAL RECORD, Vol. 129 (1983):
May. 18, 26, June 14-16, July 20, 21, 26, H.R. 2969 considered and passed House.
July 11-16, 18-22, 25, 26, S. 675 considered and passed Senate.
July 29, S. 675 considered and passed House, amended, in lieu of H.R. 2969.
Sept. 13, Senate agreed to conference report with an amendment.
Sept. 15, House agreed to conference report and concurred in Senate amendment.

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97 STAT. 757

Public Law 98-115
98th Congress

An Act

Oct. 11, 1983
[H.R. 2972]

To authorize certain construction at military installations for fiscal year 1984, and for other purposes.

Military Construction Authorization Act, 1984.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Military Construction Authorization Act, 1984".

TITLE I—ARMY

AUTHORIZED ARMY CONSTRUCTION AND LAND ACQUISITION PROJECTS

SEC. 101. The Secretary of the Army may acquire real property and may carry out military construction projects in the amounts shown for each of the following installations and locations:

INSIDE THE UNITED STATES

UNITED STATES ARMY FORCES COMMAND

Fort Bragg, North Carolina, $31,100,000.
Fort Campbell, Kentucky, $15,300,000.
Fort Carson, Colorado, $17,760,000.
Fort Devens, Massachusetts, $3,000,000.
Fort Douglas, Utah, $910,000.
Fort Drum, New York, $1,500,000.
Fort Hood, Texas, $76,050,000.
Fort Hunter Liggett, California, $1,000,000.
Fort Irwin, California, $34,850,000.
Fort Lewis, Washington, $35,310,000.
Fort Meade, Maryland, $5,150,000.
Fort Ord, California, $6,150,000.
Fort Polk, Louisiana, $16,180,000.
Fort Richardson, Alaska, $940,000.
Fort Riley, Kansas, $76,600,000.
Fort Stewart, Georgia, $29,720,000.
Presidio of Monterey, California, $1,300,000.

UNITED STATES ARMY WESTERN COMMAND

Schofield Barracks, Hawaii, $31,900,000.

UNITED STATES ARMY TRAINING AND DOCTRINE COMMAND

Carlisle Barracks, Pennsylvania, $1,500,000.
Fort Benjamin Harrison, Indiana, $5,900,000.
Fort Benning, Georgia, $21,750,000.
Fort Bliss, Texas, $40,580,000.
Fort Jackson, South Carolina, $39,190,000.
Fort Knox, Kentucky, $4,200,000. 97 STAT. 758
Fort Leavenworth, Kansas, $13,550,000.
Fort Lee, Virginia, $5,930,000.
Fort Leonard Wood, Missouri, $12,600,000.
Fort McClellan, Alabama, $4,220,000.
Fort Rucker, Alabama, $11,600,000.
Fort Sill, Oklahoma, $25,150,000.
Fort Story, Virginia, $9,000,000.

MILITARY DISTRICT OF WASHINGTON

Fort Myer, Virginia, $2,750,000.

UNITED STATES ARMY MATERIEL DEVELOPMENT AND READINESS COMMAND

Aberdeen Proving Ground, Maryland, $39,850,000.
Detroit Arsenal, Michigan, $270,000.
Fort Monmouth, New Jersey, $14,900,000.
Harry Diamond Laboratories, Maryland, $400,000.
Kansas Army Ammunition Plant, Kansas, $1,150,000.
Louisiana Army Ammunition Plant, Louisiana, $4,250,000.
Milan Army Ammunition Plant, Tennessee, $550,000.
Picatinny Arsenal, New Jersey, $460,000.
Pine Bluff Arsenal, Arkansas, $10,200,000.
Red River Army Depot, Texas, $1,250,000.
Redstone Arsenal, Alabama, $25,400,000.
Rock Island Arsenal, Illinois, $26,500,000.
Sierra Army Depot, California, $3,950,000.
Tobyhanna Army Depot, Pennsylvania, $9,200,000.
Watervliet Arsenal, New York, $2,150,000.
White Sands Missile Range, New Mexico, $310,000.

AMMUNITION FACILITIES

Iowa Army Ammunition Plant, Iowa, $2,000,000.
Lake City Army Ammunition Plant, Missouri, $600,000.
Lone Star Army Ammunition Plant, Texas, $1,300,000.
Longhorn Army Ammunition Plant, Texas, $270,000.
Milan Army Ammunition Plant, Tennessee, $340,000.
Radford Army Ammunition Plant, Virginia, $4,620,000.
Scranton Army Ammunition Plant, Pennsylvania, $1,000,000.

UNITED STATES ARMY COMMUNICATIONS COMMAND

Fort Huachuca, Arizona, $2,750,000.

UNITED STATES MILITARY ACADEMY

United States Military Academy, New York, $12,840,000.

UNITED STATES ARMY HEALTH SERVICES COMMAND

Fort Detrick, Maryland, $1,650,000.
Walter Reed Army Medical Center, Washington, District of Columbia, $4,200,000. 97 STAT. 759

CLASSIFIED PROJECT

Various Locations, $1,300,000.

OUTSIDE THE UNITED STATES

UNITED STATES ARMY, JAPAN

Okinawa, $1,400,000.

EIGHTH UNITED STATES ARMY

Korea, $59,580,000.

BALLISTIC MISSILE DEFENSE SYSTEMS COMMAND

Kwajalein, $5,620,000.

UNITED STATES ARMY FORCES COMMAND OVERSEAS

Fort Buchanan, Puerto Rico, $1,550,000.
Panama, $1,460,000.

UNITED STATES ARMY, EUROPE

Europe, $19,000,000.
Germany, $286,010,000.
Greece, $4,880,000.
Italy, $2,710,000.
Turkey, $5,250,000.

UNITED STATES ARMY INTELLIGENCE AND SECURITY COMMAND OVERSEAS

Korea, $260,000.

FAMILY HOUSING

SEC. 102. (a) The Secretary of the Army may construct family housing units (including land acquisition) and may acquire manufactured home facilities at the following installations in the number of units shown, and in the amount shown, for each installation:

Aberdeen Proving Ground, Maryland, one hundred and six units, $6,816,000.

Various Locations, Alaska, six units, $1,158,000.

Aliamanu, Hawaii, community center, $9,900,000.

Various Locations, North Atlantic Treaty Organization nations in Europe, five hundred units, $40,000,000.

Fort Greely, Alaska, thirty-eight units, $5,203,000.

Fort Polk, Louisiana, two hundred units, $15,342,000.

Fort Stewart, Georgia, two hundred and forty-four units, $14,626,000.

Wildflecken, Federal Republic of Germany, one hundred and fifty-three units, $12,157,000.

Bayreuth, Federal Republic of Germany, thirteen units, $1,132,000.

Kitzingen, Federal Republic of Germany, one hundred and three units, $11,140,000.

97 STAT. 760

Vicenza, Italy, two units, $354,000.

(b) The Secretary of the Army may rehabilitate existing family housing units at Aberdeen Proving Ground, Maryland, or may construct new family housing units at such installation, whichever the Secretary determines is most cost effective, and may use for such purpose (1) any funds not in excess of $6,080,000 that were appropriated for fiscal year 1983 for the improvement of existing family housing at such installation and which remain unobligated on the date of the enactment of this Act, and (2) any funds appropriated pursuant to subsection (a) for the construction or acquisition of family housing at such installation.

CONTRACTING FOR CERTAIN PROJECTS

SEC. 103. (a) The following projects authorized in sections 101 and 102 may be carried out only as provided in subsection (b):

Operations Building in the amount of $2,000,000 at Fort Carson, Colorado.

Child Care Center in the amount of $3,000,000 at Fort Devens, Massachusetts.

Bulk Fuel Storage Facility in the amount of $4,200,000 at Fort Hood, Texas.

Multipurpose Training Range in the amount of $3,350,000 at Fort Hood, Texas.

Physical Fitness Training Center in the amount of $1,000,000 at Fort Hunter Liggett, California.

Barracks Modernization in the amount of $7,700,000 at Fort Irwin, California.

Hangar Addition in the amount of $2,800,000 at Fort Lewis, Washington.

Instrument Landing System in the amount of $870,000 at Fort Lewis, Washington.

Electrical Substation in the amount of $1,400,000 at Fort Riley, Kansas.

Sewage Treatment and Water Upgrade in the amount of $6,500,000 at Fort Riley, Kansas.

Physical Fitness Training Center with Pool in the amount of $1,500,000 at Carlisle Barracks, Pennsylvania.

Barracks in the amount of $5,900,000 at Fort Benjamin Harrison, Indiana.

Infantry Remote Target Systems Ranges in the amount of $3,000,000 at Fort Bliss, Texas.

Physical Fitness Training Center in the amount of $2,850,000 at Fort Bliss, Texas.

Chapel/Child Care Center in the amount of $6,400,000 at Fort Jackson, South Carolina.

Education Center in the amount of $5,200,000 at Fort Jackson, South Carolina.

Trainee Barracks in the amount of $26,800,000 at Fort Jackson, South Carolina.

Classrooms in the amount of $1,950,000 at Fort Rucker, Alabama.

Trainee Barracks with Dining Facility in the amount of $23,000,000 at Fort Sill, Oklahoma.

Trainee Barracks in the amount of $9,800,000 at Aberdeen Proving Ground, Maryland.

97 STAT. 761

Medical Research Laboratory Alterations in the amount of $3,650,000 at Aberdeen Proving Grounds, Maryland.

Electrical Distribution System in the amount of $2,500,000 at Fort Monmouth, New Jersey.

Pulse Power Center in the amount of $12,400,000 at Fort Monmouth, New Jersey.

Bridge Repair in the amount of $4,500,000 at Rock Island Arsenal, Illinois.

Shelter Handling Facility in the amount of $9,200,000 at Tobyhanna Army Depot, Pennsylvania.

Laboratory in the amount of $2,150,000 at Watervliet Arsenal, New York.

Brigade Headquarters in the amount of $1,500,000 at Fort Huachuca, Arizona.

Construction of Family Housing in the amount of $40,000,000 at various locations, North Atlantic Treaty Organization nations in Europe.

Obligated funds.

(b) A contract for a project listed in subsection (a) may be entered into only if the funds to be obligated for the contract are derived from the total amount of funds (if any) available from (1) the net savings from the execution of the projects authorized by sections 101 and 102 other than those listed in subsection (a), (2) total savings from cancellations of such projects, and (3) other sources, including savings from projects authorized for the Army in previous Military Construction Authorization Acts.

Report to congressional committees.

(c) Before the Secretary of the Army may advertise for bids, or may negotiate, for a contract described in subsection (b), the Secretary shall submit a written report to the appropriate committees of Congress certifying that funds for the contract are available in accordance with subsection (b) and identifying the source of the funds. Such a report may not be submitted before January 1, 1984.

IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS

SEC. 104. Subject to section 2825 of title 10, United States Code, the Secretary of the Army may make expenditures to improve existing military family housing units in an amount not to exceed $103,553,000, of which $26,623,000 is available only for energy conservation projects.

ARCHITECTURAL AND ENGINEERING SERVICES AND CONSTRUCTION DESIGN FOR FAMILY HOUSING PROJECTS

SEC. 105. Subject to section 2807 of title 10, United States Code, the Secretary of the Army may carry out architectural and engineering services and construction design in connection with military family housing projects (including improvements) in the amount of $6,750,000.

PROJECTS USING UNOBLIGATED PRIOR YEAR AUTHORITY

SEC. 106. (a) The Secretary of the Army may carry out the following projects (for which funds are not authorized under section 601) as provided in subsection (b):

Post, p. 777.

Unspecified minor construction projects in the amount of $4,600,000 at various locations.

Construction projects of $1,000,000 or less in the amount of $6,800,000 at various locations.

(b) A contract for a project described in subsection (a) may be entered into using authorization amounts available from approved projects authorized under title I of any previous Military Construction Authorization Act.

96 Stat. 1549.

TITLE II—NAVY

AUTHORIZED NAVY CONSTRUCTION AND LAND ACQUISITION PROJECTS

SEC. 201. The Secretary of the Navy may acquire real property and may carry out military construction projects in the amounts shown for each of the following installations and locations:

INSIDE THE UNITED STATES

UNITED STATES MARINE CORPS

Marine Corps Air Station, Beaufort, South Carolina, $3,530,000.
Marine Corps Base, Camp Lejeune, North Carolina, $31,760,000.
Marine Corps Base, Camp Pendleton, California, $39,070,000.
Marine Corps Air Station, Cherry Point, North Carolina, $1,805,000.
Marine Corps Air Station, El Toro, California, $14,030,000.
Marine Corps Air Station, Kaneohe Bay, Hawaii, $7,900,000.
Marine Corps Air Station, New River, North Carolina, $2,730,000.
Marine Corps Camp Detachment, Camp Elmore, Norfolk, Virginia, $1,160,000.

Camp H. M. Smith, Oahu, Hawaii, $2,700,000.

Marine Corps Development and Education Command, Quantico, Virginia, $2,570,000.

Marine Corps Recruit Depot, San Diego, California, $10,690,000.

Marine Corps Air Station, Tustin, California, $465,000.

Marine Corps Air-Ground Combat Center, Twentynine Palms, California, $25,120,000.

Marine Corps Air Station, Yuma, Arizona, $8,920,000.

CHIEF OF NAVAL OPERATIONS

Naval Academy, Annapolis, Maryland, $9,720,000.

Naval Station, Annapolis, Maryland, $405,000.

Naval Space Surveillance Field Station, Hollandale, Mississippi, $495,000.

COMMANDER IN CHIEF, UNITED STATES ATLANTIC FLEET

Naval Air Station, Brunswick, Maine, $7,800,000.

Naval Air Station, Cecil Field, Florida, $17,670,000.

Naval Station, Charleston, South Carolina, $43,150,000.

Naval Air Station, Jacksonville, Florida, $10,000,000.

Naval Air Station, Key West, Florida, $15,635,000.

Naval Amphibious Base, Little Creek, Virginia, $9,170,000.

Naval Station, Mayport, Florida, $25,520,000.

Naval Submarine Base, New London, Connecticut, $8,200,000.

Naval Station, Norfolk, Virginia, $2,560,000.

Naval Air Station, Oceana, Virginia, $415,000.

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Tactical Training Group, Atlantic, Virginia Beach, Virginia, $3,750,000.

COMMANDER IN CHIEF, UNITED STATES PACIFIC FLEET

Naval Station, Adak, Alaska, $2,970,000.

Naval Submarine Base, Bangor, Washington, $8,040,000.

Naval Air Station, Barbers Point, Hawaii, $890,000.

Naval Amphibious Base, Coronado, California, $21,222,000.

Naval Air Station, Fallon, Nevada, $11,900,000.

Naval Air Station, Lemoore, California, $20,920,000.

Naval Air Station, Miramar, California, $2,020,000.

Naval Air Station, Moffett Field, California, $1,870,000.

Naval Air Station, North Island, California, $20,650,000.

Fleet Intelligence Center, Pacific, Pearl Harbor, Hawaii, $990,000.

Naval Station, Pearl Harbor, Hawaii, $3,350,000.

Naval Submarine Base, Pearl Harbor, Hawaii, $2,590,000.

Tactical Training Group, Pacific, San Diego, California, $3,260,000.

Naval Station, San Diego, California, $980,000.

Naval Submarine Base, San Diego, California, $6,660,000.

Naval Station, Mare Island, Vallejo, California, $2,010,000

Naval Air Station, Whidbey Island, Washington, $3,160,000.

NAVAL EDUCATION AND TRAINING COMMAND

Naval Air Station, Chase Field, Texas, $2,625,000.

Naval Air Station, Corpus Christi, Texas, $495,000.

Fleet Combat Training Center, Atlantic, Dam Neck, Virginia, $12,190,000.

Fleet Intelligence Training Center, Dam Neck, Virginia, $12,200,000.

Naval Guided Missiles School, Dam Neck, Virginia, $1,860,000.

Naval Air Station, Kingsville, Texas, $4,830,000.

Naval Air Station, Memphis, Tennessee, $11,800,000.

Naval Air Station, Meridian, Mississippi, $610,000.

Naval Education and Training Center, Newport, Rhode Island, $1,110,000.

Fleet Anti-Submarine Warfare Training Center, Atlantic, Norfolk, Virginia, $4,130,000.

Fleet Training Center, Norfolk, Virginia, $1,120,000.

Naval Training Center, Orlando, Florida, $19,690,000.

Naval Air Station, Pensacola, Florida, $2,200,000.

Naval Technical Training Center, Pensacola, Florida, $2,410,000.

Fleet Anti-Submarine Warfare Training Center, Pacific, San Diego, California, $14,200,000.

Fleet Training Center, San Diego, California, $10,000,000.

Naval Air Station, Whiting Field, Florida, $4,260,000.

BUREAU OF MEDICINE AND SURGERY

National Naval Medical Center, Bethesda, Maryland, $37,170,000.

Naval Regional Medical Center, Long Beach, California, $8,370,000.

97 STAT. 764

Naval Regional Medical Clinic, Pearl Harbor, Hawaii, $8,490,000.

NAVAL MATERIAL COMMAND

Naval Air Rework Facility, Alameda, California, $21,560,000.

David W. Taylor Naval Ship Research and Development Center, Bethesda, Maryland, $5,030,000.

Naval Supply Center, Puget Sound, Bremerton, Washington, $200,000.

Naval Ordnance Test Unit, Cape Canaveral, Florida, $57,000,000.

Charleston Naval Shipyard, Charleston, South Carolina, $15,000,000.

Naval Weapons Station, Charleston, South Carolina, $1,570,000.

Naval Air Rework Facility, Cherry Point, North Carolina, $20,040,000.

Naval Weapons Center, China Lake, California, $31,100,000.

Naval Weapons Station, Concord, California, $2,720,000.

Naval Surface Weapons Center, Dahlgren, Virginia, $5,355,000.

Fleet Combat Direction Systems Support Activity, Dam Neck, Virginia, $4,000,000.

Naval Weapons Station, Earle, New Jersey, $465,000.

Naval Construction Battalion Center, Gulfport, Mississippi, $2,960,000.

Naval Ordnance Station, Indian Head, Maryland, $1,950,000.

Naval Air Rework Facility, Jacksonville, Florida, $2,875,000.

Naval Underwater Engineering Station, Keyport, Washington, $1,400,000.

Naval Submarine Base, Kings Bay, Georgia, $118,129,000, of which $6,019,000 may be used to provide community impact and planning assistance to the communities located near the submarine base.

Naval Air Engineering Center, Lakehurst, New Jersey, $4,195,000.

Mare Island Naval Shipyard, Vallejo, California, $14,800,000.

Naval Air Rework Facility, Norfolk, Virginia, $3,020,000.

Naval Supply Center, Norfolk, Virginia, $6,400,000.

Naval Coastal Systems Center, Panama City, Florida, $6,070,000.

Naval Air Test Center, Patuxent River, Maryland, $10,150,000.

Pearl Harbor Naval Shipyard, Pearl Harbor, Hawaii, $26,040,000.

Navy Public Works Center, Pearl Harbor, Hawaii, $13,100,000.

Pacific Missile Test Center, Point Mugu, California, $840,000.

Portsmouth Naval Shipyard, Kittery, Maine, $7,100,000.

Norfolk Naval Shipyard, Portsmouth, Virginia, $19,350,000.

Puget Sound Naval Shipyard, Bremerton, Washington, $7,300,000.

Naval Transmitter Facility, Republic, Michigan, $13,000,000.

Naval Ocean Systems Center, San Diego, California, $8,000,000.

Naval Supply Center, San Diego, California, $1,110,000.

Navy Public Works Center, San Francisco, California, $220,000.

Naval Shipyard, Philadelphia, Pennsylvania, $2,600,000.

Naval Ships Systems Engineering Station, Philadelphia, Pennsylvania, $14,500,000.

NAVAL OCEANOGRAPHY COMMAND

Naval Oceanographic Office, Bay St. Louis, Mississippi, $6,320,000.

Fleet Numerical Oceanography Center, Monterey, California, $6,980,000. 97 STAT. 765

NAVAL TELECOMMUNICATIONS COMMAND

Naval Communication Area Master Station, Atlantic, Norfolk, Virginia, $1,690,000.

NAVAL SECURITY GROUP COMMAND

Naval Security Group Detachment, Sugar Grove, West Virginia, $7,400,000.

OUTSIDE THE UNITED STATES

UNITED STATES MARINE CORPS

Marine Corps Air Station, Iwakuni, Japan, $750,000.

COMMANDER IN CHIEF, ATLANTIC FLEET

Naval Air Station, Bermuda, $810,000.

Naval Facility, Bermuda, $1,110,000.

Naval Station, Guantanamo Bay, Cuba, $730,000.

Naval Station, Keflavik, Iceland, $6,850,000.

Naval Station, Roosevelt Roads, Puerto Rico, $1,300,000.

Atlantic Fleet Weapons Training Facility, Roosevelt Roads, Puerto Rico, $1,945,000.

COMMANDER IN CHIEF, PACIFIC FLEET

Commander, U.S. Naval Forces Korea Detachment, Chinhae, Korea, $460,000.

Navy Support Facility, Diego Garcia, $31,800,000.

Naval Station, Subic Bay, Republic of the Philippines, $6,140,000.

COMMANDER IN CHIEF, NAVAL FORCES, EUROPE

Naval Support Activity, Holy Loch, Scotland, $8,840,000.

Navy Personnel Support Activity, Naples, Italy, $640,000.

Naval Support Activity, Naples, Italy, $4,700,000.

Naval Station, Rota, Spain, $9,250,000.

Naval Air Station, Sigonella, Italy, $20,810,000.

NAVAL OCEANOGRAPHY COMMAND

Naval Oceanography Command Center, Rota, Spain, $980,000.

NAVAL TELECOMMUNICATIONS COMMAND

Naval Communication Station, Harold E. Holt, Exmouth, Australia, $3,020,000.

Naval Communication Area Master Station Western Pacific, Guam, Mariana Islands, $980,000.

Classified Location, $1,280,000.

NAVAL SECURITY GROUP COMMAND

Naval Security Group Detachment, Guantanamo Bay, Cuba, $1,700,000. 97 STAT. 766

HOST NATION INFRASTRUCTURE SUPPORT

Various Locations, $2,970,000.

CONTRACTING FOR CERTAIN PROJECTS

SEC. 202. (a) The following projects authorized in section 201 may be carried out only as provided in subsection (b):

Unaccompanied Enlisted Personnnel Housing in the amount of $10,000,000 at Naval Air Station, Jacksonville, Florida.

Unaccompanied Enlisted Personnel Housing Modernization in the amount of $1,800,000 at Naval Station, Mare Island, Vallejo, California.

Applied Instruction Building in the amount of $10,000,000 at the Fleet Training Center, San Diego, California.

Unaccompanied Enlisted Personnel Housing in the amount of $7,300,000 at the Naval Shipyard, Puget Sound, Bremerton, Washington.

Station Access Facilities in the amount of $1,400,000 at the Naval Underwater Engineering Station Keyport, Washington.

TRIDENT Training Facility in the amount of $17,000,000 at the Naval Submarine Base, Kings Bay, Georgia.

Training Facility in the amount of $4,600,000 at the Pearl Harbor Naval Shipyard, Pearl Harbor, Hawaii.

Service Shops in the amount of $4,000,000 at the Pearl Harbor Naval Shipyard, Pearl Harbor, Hawaii.

Electrical Distribution Lines in the amount of $7,200,000 at the Naval Shipyard, Mare Island, California.

Facility Energy Improvements in the amount of $1,600,000 at the Naval Shipyard, Mare Island, California.

Horizontal Paint and Blast Facility in the amount of $6,000,000 at the Naval Shipyard, Mare Island, California.

Medical/Dental Clinic in the amount of $2,550,000 at the Naval Support Activity, Holy Loch, Scotland.

General Warehouse in the amount of $2,800,000 at the Naval Support Activity, Holy Loch, Scotland.

Supply Pier in the amount of $2,950,000 at the Naval Support Activity, Holy Loch, Scotland.

Family Services Center in the amount of $540,000 at the Naval Support Activity, Holy Loch, Scotland.

Armed Forces Radio and Television Station in the amount of $1,200,000 at the Naval Air Station, Sigonella, Italy.

Obligated funds.

(b) A contract for a project listed in subsection (a) may be entered into only if the funds to be obligated for the contract are derived from the total amount of funds (if any) available from (1) the net savings from the execution of the projects authorized by section 201 other than those listed in subsection (a), (2) total savings from cancellations of such projects, and (3) other sources, including savings from projects authorized for the Navy in previous Military Construction Authorization Acts.

Trident Training Facility, obligated funds.

(c)(1) During fiscal year 1984, the Secretary of the Navy may enter into a contract for the total amount authorized under section 201 for the construction of the Trident Training Facility at the Naval Submarine Base, Kings Bay, Georgia, but may not obligate more than $17,000,000 of any funds described in subsection (b). Any amount for the construction of such facility in excess of $17,000,000 may be obligated only after fiscal year 1984 from funds realized from savings on other projects or to the extent provided for in appropriation Acts.

97 STAT. 767

(2) During fiscal year 1984, the Secretary of the Navy may enter into a contract for the total amount authorized under section 201 for the construction of the Service Shops at Pearl Harbor Naval Shipyard, Pearl Harbor, Hawaii, but may not obligate more than $4,000,000 of any funds described in subsection (b). Any amount for the construction of such facility in excess of $4,000,000 may be obligated only after fiscal year 1984 from funds realized from savings on other projects or to the extent provided for in appropriation Acts.

(d) Before the Secretary of the Navy may advertise for bids, or may negotiate, for a contract described in subsection (b), the Secretary shall submit a written report to the appropriate committees of Congress certifying that funds for the contract are available in accordance with subsection (b) and identifying the source of the funds. Such a report may not be submitted before January 1, 1984.

FAMILY HOUSING

SEC. 203. The Secretary of the Navy may construct family housing units (including land acquisition) and may acquire manufactured home facilities at the following installations in the number of units shown, and in the amount shown, for each installation:

Marine Corps Air Station, El Toro, California, one hundred and thirty units, $11,666,000.

Marine Corps Base, Camp Pendleton, California, three hundred units, $23,160,000.

Navy Public Works Center, Subic Bay, Republic of the Philippines, three hundred units, $29,300,000.

IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS

SEC. 204. Subject to section 2825 of title 10, United States Code, the Secretary of the Navy may make expenditures to improve existing military family housing units in an amount not to exceed $13,240,000, of which $3,953,000 is available only for energy conservation projects.

ARCHITECTURAL AND ENGINEERING SERVICES AND CONSTRUCTION DESIGN FOR FAMILY HOUSING PROJECTS

SEC. 205. Subject to section 2807 of title 10, United States Code, the Secretary of the Navy may carry out architectural and engineering services and construction design in connection with military family housing projects (including improvements) in the amount of $7,395,000.

MODIFICATION OF LEASING LIMITATION FOR NAVAL AIR STATION, LEMOORE, CALIFORNIA

SEC. 206. Section 2 of Public Law 92-378 (86 Stat. 530), relating to leases of lands for agricultural and grazing purposes at the Naval Air Station, Lemoore, California, is amended by striking out "160 irrigable acres" and inserting in lieu thereof "960 irrigable acres".

97 STAT. 768

MODIFICATION OF AUTHORITY FOR PROCUREMENT OF STEAM SUPPLY FOR THE CHARLESTON NAVAL STATION

SEC. 207. Clause (1) of section 205(a) of the Military Construction Authorization Act, 1982 (Public Law 97-99; 95 Stat. 1366), is amended to read as follows:

"(1) construct steam lines and any other needed facility, or pay a connection fee, to make use of energy generated by a waste heat recovery facility or a process-related, coal-fired cogeneration facility to be furnished by the Macalloy Corporation (a corporation organized under the laws of the State of Delaware) or a successor in interest to that corporation; and".

TITLE III—AIR FORCE

AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS

SEC. 301. The Secretary of the Air Force may acquire real property and may carry out military construction projects in the amounts shown for each of the following installations and locations:

INSIDE THE UNITED STATES

AIR FORCE LOGISTICS COMMAND

Hill Air Force Base, Utah, $16,155,000.
Kelly Air Force Base, Texas, $22,590,000.
McClellan Air Force Base, California, $10,200,000.
Newark Air Force Station, Ohio, $800,000.
Robins Air Force Base, Georgia, $18,780,000.
Tinker Air Force Base, Oklahoma, $12,560,000.
Wright-Patterson Air Force Base, Ohio, $5,923,000.

AIR FORCE SYSTEMS COMMAND

Arnold Engineering Development Center, Tennessee, $12,552,000.
Brooks Air Force Base, Texas, $10,110,000.
Cape Canaveral Air Force Station, Florida, $9,400,000.
Eastern Launch Site, Florida, $6,000,000.
Edwards Air Force Base, California, $12,400,000.
Eglin Air Force Base, Florida, $11,990,000.
Laurence G. Hanscom Air Force Base, Massachusetts, $3,670,000.
Johnson Space Center, Texas, $700,000.
Los Angeles Air Force Station, California, $2,670,000.
Patrick Air Force Base, Florida, $2,392,000.

AIR NATIONAL GUARD

Buckley Air National Guard Base, Colorado, $2,000,000.

AIR TRAINING COMMAND

Chanute Air Force Base, Illinois, $89,210,000.
Columbus Air Force Base, Mississippi, $2,180,000.
Goodfellow Air Force Base, Texas, $10,040,000.
Gunter Air Force Station, Alabama, $6,750,000.
97 STAT. 769 Keesler Air Force Base, Mississippi, $24,620,000.
Lackland Air Force Base, Texas, $10,700,000.
Lowry Air Force Base, Colorado, $6,100,000.
Mather Air Force Base, California, $4,460,000.
Reese Air Force Base, Texas, $1,550,000.
San Antonio Area, Texas, $12,000,000.
Sheppard Air Force Base, Texas, $16,080,000.
Vance Air Force Base, Oklahoma, $1,250,000.
Williams Air Force Base, Arizona, $2,700,000.

ALASKAN AIR COMMAND

Eielson Air Force Base, Alaska, $58,390,000.
Elmendorf Air Force Base, Alaska, $10,770,000.
Galena Airport, Alaska, $13,350,000.
Shemya Air Force Base, Alaska, $45,600,000.

MILITARY AIRLIFT COMMAND

Altus Air Force Base, Oklahoma, $21,600,000.
Andrews Air Force Base, Maryland, $1,786,000.
Bolling Air Force Base, Washington, D.C., $2,300,000.
Charleston Air Force Base, South Carolina, $3,200,000.
Dover Air Force Base, Delaware, $1,300,000.
Kirtland Air Force Base, New Mexico, $2,240,000.
Little Rock Air Force Base, Arkansas, $3,120,000.
McChord Air Force Base, Washington, $12,160,000.
McGuire Air Force Base, New Jersey, $620,000.
Pope Air Force Base, North Carolina, $6,500,000.
Scott Air Force Base, Illinois, $790,000.
Travis Air Force Base, California, $6,200,000.

PACIFIC AIR FORCES

Hickam Air Force Base, Hawaii, $3,150,000.

PEACEKEEPER CONSTRUCTION

Various Locations, $46,700,000.

SPACE COMMAND

NORAD Cheyenne Mountain Complex, Colorado, $5,660,000.
Peterson Air Force Base, Colorado, $78,700,000.

SPECIAL PROJECT

Various Locations, $24,000,000.

STRATEGIC AIR COMMAND

Barksdale Air Force Base, Louisiana, $34,970,000.
Beale Air Force Base, California, $5,550,000.
Blytheville Air Force Base, Arkansas, $6,950,000.
Carswell Air Force Base, Texas, $4,110,000.
Castle Air Force Base, California, $6,500,000.
Dyess Air Force Base, Texas, $14,300,000.
Ellsworth Air Force Base, South Dakota, $6,700,000.
Fairchild Air Force Base, Washington, $28,450,000. 97 STAT. 770
Forsyth Air Force Station, Montana, $4,225,000.
Grand Forks Air Force Base, North Dakota, $8,525,000.
Griffiss Air Force Base, New York, $12,400,000.
Grissom Air Force Base, Indiana, $9,830,000.
Havre Air Force Station, Montana, $4,936,000.
K. I. Sawyer Air Force Base, Michigan, $40,460,000.
Loring Air Force Base, Maine, $36,400,000.
Malmstrom Air Force Base, Montana, $630,000.
March Air Force Base, California, $3,550,000.
McConnell Air Force Base, Kansas, $9,570,000.
Minot Air Force Base, North Dakota, $13,800,000.
Offutt Air Force Base, Nebraska, $38,520,000.
Pease Air Force Base, New Hampshire, $7,200,000.
Plattsburgh Air Force Base, New York, $5,955,000.
Vandenberg Air Force Base, California, $46,002,000.
Whiteman Air Force Base, Missouri, $24,500,000.
Wurtsmith Air Force Base, Michigan, $5,000,000.

TACTICAL AIR COMMAND

Bangor International Airport, Maine, $10,100,000.
Bergstrom Air Force Base, Texas, $20,310,000.
Cannon Air Force Base, New Mexico, $6,800,000.
Davis-Monthan Air Force Base, Arizona, $5,850,000.
England Air Force Base, Louisiana, $3,357,000.
George Air Force Base, California, $220,000.
Holloman Air Force Base, New Mexico, $20,500,000.
Homestead Air Force Base, Florida, $4,060,000.
Langley Air Force Base, Virginia, $8,300,000.
Luke Air Force Base, Arizona, $9,663,000.
MacDill Air Force Base, Florida, $6,360,000.
Moody Air Force Base, Georgia, $1,300,000.
Mountain Home Air Force Base, Idaho, $6,590,000.
Myrtle Beach Air Force Base, South Carolina, $1,550,000.
Nellis Air Force Base, Nevada, $4,490,000.
Seymour-Johnson Air Force Base, North Carolina, $5,240,000.
Shaw Air Force Base, South Carolina, $9,990,000.
Tyndall Air Force Base, Florida, $29,040,000.
Unspecified Location, $500,000.

UNITED STATES AIR FORCE ACADEMY

United States Air Force Academy, Colorado, $10,085,000.

Outside the United States

MILITARY AIRLIFT COMMAND

Lajes Field, Portugal, $1,400,000.
Rhein-Main Air Base, Germany, $1,870,000.

PACIFIC AIR FORCES

Clark Air Base, Republic of the Philippines, $8,850,000.
Diego Garcia Air Base, Indian Ocean, $58,200,000.
Kadena Air Base, Japan, $11,260,000.
97 STAT. 771 Korea, Various Locations, $5,900,000.
Kunsan Air Base, Korea, $31,013,000.
Kwang-Ju Air Base, Korea, $210,000.
Misawa Air Base, Japan, $18,700,000.
Osan Air Base, Korea, $42,150,000.
Saechon Air Base, Korea, $210,000.
Suwon Air Base, Korea, $400,000.
Taegu Air Base, Korea, $2,750,000.
Yokota Air Base, Japan, $1,250,000.

STRATEGIC AIR COMMAND

Andersen Air Force Base, Guam, $24,710,000.

TACTICAL AIR COMMAND

Howard Air Force Base, Canal Zone, $613,000.

UNITED STATES AIR FORCES IN EUROPE

Camp New Amsterdam, The Netherlands, $2,050,000.
Germany, Various Locations, $46,464,000.
Italy, Various Locations, $30,430,000.
Morocco, Various Locations, $28,000,000.
Oman, Various Locations, $28,600,000.
Spain, Various Locations, $6,832,000.
Turkey, Various Locations, $73,220,000.
United Kingdom, Various Locations, $44,768,000.
Various Locations, $67,550,000.

CONTRACTING FOR CERTAIN PROJECTS

Sec. 302. (a) The following projects authorized in section 301 may be carried out only as provided in subsection (c):

Non-Destruct Inspection Facility in the amount of $5,900,000 and Depot Production Support Facility in the amount of $3,500,000 at McClellan Air Force Base, California.

Alteration of Unaccompanied Enlisted Personnel Housing in the amount of $1,450,000 at Robins Air Force Base, Georgia.

Alteration of F-107 Engine Facility in the amount of $420,000, Combat Communications Headquarters in the amount of $2,150,000, and Communications Electronic Installation Facility in the amount of $960,000 at Tinker Air Force Base, Oklahoma.

Fire Protection-Bulk Fuel Farm in the amount of $382,000 at Arnold Engineering Development Center, Tennessee.

RAPCON/CCF Facility in the amount of $490,000 at Edwards Air Force Base, California.

Addition to Recreation Gymnasium in the amount of $2,150,000 at Eglin Air Force Base, Florida.

Commercial Power Connection in the amount of $2,000,000 at Buckley Air National Guard Base, Colorado.

Central Heat Plant in the amount of $11,700,000 at Chanute Air Force Base, Illinois.

PMEL Laboratory in the amount of $530,000 at Columbus Air Force Base, Mississippi.

Alteration of Electrical Distribution System in the amount of $1,500,000 and Voice Processing Training Facility in the amount of $7,800,000 at Goodfellow Air Force Base, Texas.

Unaccompanied Enlisted Personnel Housing/Senior NCO Academy in the amount of $5,000,000 at Gunter Air Force Station, Alabama.

Computer Training Facility in the amount of $11,900,000 and Unaccompanied Enlisted Personnel Housing with Dining Hall in the amount of $6,400,000 at Keesler Air Force Base, Mississippi.

Chapel in the amount of $2,900,000 at Lackland Air Force Base, Texas.

Academic Classroom (Weapons) in the amount of $6,100,000 at Lowry Air Force Base, Colorado.

Gymnasium in the amount of $3,180,000 at Sheppard Air Force Base, Texas.

Composite Operations in the amount of $3,700,000 and Composite Support Facility in the amount of $5,700,000 at Galena Airport, Alaska.

Consolidated Operations/Maintenance Facility in the amount of $3,400,000 at Altus Air Force Base, Oklahoma.

Gymnasium in the amount of $2,300,000 at Bolling Air Force Base, District of Columbia.

Composite Wing Headquarters Facility in the amount of $3,200,000 at Charleston Air Force Base, South Carolina.

Base Transportation Complex/Land Acquisition in the amount of $3,700,000 at Pope Air Force Base, North Carolina.

Composite Medical Facility (David Grant Medical Center) Phase I in the amount of $5,000,000 at Travis Air Force Base, California.

Upgrade Power Plants ADWS in the amount of $710,000 at Carswell Air Force Base, Texas.

Unaccompanied Enlisted Personnel Housing in the amount of $8,500,000, Dining Hall in the amount of $3,730,000, alteration of Consolidated Base Personnel Office in the amount of $1,100,000, Hydrant Fueling System in the amount of $4,400,000, and alteration of Unaccompanied Enlisted Personnel Housing in the amount of $5,000,000 at Fairchild Air Force Base, Washington.

Unaccompanied Enlisted Personnel Housing in the amount of $6,700,000 at Griffiss Air Force Base, New York.

Addition to and alteration of Vehicle Maintenance Shop in the amount of $1,030,000, Dining Hall in the amount of $3,200,000, and Military Personnel Support Center in the amount of $5,600,000 at Grissom Air Force Base, Indiana.

Air Field Apron Lighting in the amount of $1,230,000 and Unaccompanied Enlisted Personnel Housing in the amount of $5,500,000 at McConnell Air Force Base, Kansas.

Unaccompanied Officer Personnel Housing in the amount of $4,000,000 at Offutt Air Force Base, Nebraska.

Base Civil Engineer Maintenance Complex in the amount of $7,200,000 at Pease Air Force Base, New Hampshire.

STS External Tank Area Icing Protection in the amount of $6,600,000 at Vandenberg Air Force Base, California.

Physical Fitness Facility in the amount of $4,190,000 at Plattsburgh Air Force Base, New York.

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Alteration of Heat Plant in the amount of $1,800,000, Unaccompanied Enlisted Personnel Housing in the amount of $8,600,000, Dining Hall in the amount of $3,300,000, Missile Maintenance Facility in the amount of $7,900,000, and Vehicle Maintenance Shop in the amount of $2,900,000 at Whiteman Air Force Base, Missouri.

Base Support Center in the amount of $6,500,000, Composite Wing Facility in the amount of $1,280,000, Education Center in the amount of $2,750,000, and alteration of Base Entrance/Land Acquisition in the amount of $3,000,000 at Bergstrom Air Force Base, Texas.

Consolidated Support Center in the amount of $6,800,000 at Cannon Air Force Base, New Mexico.

Aircraft Maintenance Hangar in the amount of $7,700,000, Munitions Storage in the amount of $3,700,000, addition to Aircraft Maintenance Unit in the amount of $600,000, addition to Engine Inspection and Repair in the amount of $1,000,000, Aircraft Corrosion Control in the amount of $1,400,000, alteration of Unaccompanied Enlisted Personnel Housing in the amount of $3,100,000, and Airmen Dining Hall in the amount of $3,000,000 at Holloman Air Force Base, New Mexico.

Unaccompanied Officer Personnel Housing in the amount of $4,600,000, Unaccompanied Enlisted Personnel Housing in the amount of $4,500,000, Civil Engineer Science Lab in the amount of $4,650,000, Education Center in the amount of $2,000,000, and Base Support Center in the amount of $6,500,000 at Tyndall Air Force Base, Florida.

Addition to Satellite Communication Receiver Facility in the amount of $4,250,000, Consolidated Support Facility in the amount of $2,250,000, alteration of Unaccompanied Officer Personnel Housing in the amount of $1,450,000, and alteration of Electrical/Mechanical Facilities (energy) in the amount of $900,000 at Clark Air Base, Republic of the Philippines.

Air Base upgrade in the amount of $48,700,000 in Turkey.

Various projects each costing $1,000,000 or less in the amount of $7,000,000 at various locations.

Defense access road, advance payment.

(b) An advance payment to the Secretary of Transportation for a defense access road project under section 210 of title 23, United States Code, to widen Tippacanoe Avenue Bridge at Norton Air Force Base, California, in the amount of $6,400,000 may be made only as provided in subsection (c).

Obligated funds.

(c) A contract for a project listed in subsection (a) may be entered into and the advance payment described in subsection (b) may be made only if the funds to be obligated for the contract or advance payment are derived from the total amount of funds (if any) available from (1) the net savings from the execution of the projects authorized by section 301 other than those listed in subsection (a), (2) total savings from cancellations of such projects, and (3) other sources, including savings from projects authorized for the Air Force in previous Military Construction Authorization Acts.

(d) During fiscal year 1984, the Secretary of the Air Force may enter into a contract for the total amount authorized under section 301 for the construction of the Central Heating Plant at Chanute Air Force Base, Illinois, but may not obligate more than $11,700,000 of any funds described in subsection (c). Any amount for the construction of such facility in excess of $11,700,000 may be obligated only after fiscal year 1984 from funds realized from savings on other projects or to the extent provided for in appropriation Acts.

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Report to congressional committees.

(e) Before the Secretary of the Air Force may advertise for bids, or may negotiate, for a contract described in subsection (a) or make the advance payment under subsection (b), the Secretary shall submit a written report to the appropriate committees of Congress certifying that funds for the contract or advance payment are available in accordance with subsection (c) and identifying the source of the funds. Such a report may not be submitted before January 1, 1984.

FAMILY HOUSING

SEC. 303. The Secretary of the Air Force may construct family housing units (excluding land acquisition) and may acquire manufactured home facilities at the following installations in the number of units shown, and in the amount shown, for each installation:

Lajes Field, Portugal, one hundred and fifty units, $11,812,000.

Havre Air Force Station, Montana, five units, $496,000.

Forsyth Air Force Station, Montana, fifty units, $4,000,000.

Camp New Amsterdam, The Netherlands, fifty units, $4,898,000.

RAF Upper Heyford, United Kingdom, three hundred units, $33,982,000.

IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS

SEC. 304. (a) Subject to section 2825 of title 10, United States Code, the Secretary of the Air Force may make expenditures to improve existing military family housing units in an amount not to exceed $64,715,000, of which $10,559,000 is available only for energy conservation projects.

(b) Within the amount specified in subsection (a), the Secretary of the Air Force may, notwithstanding the maximum amount per unit prescribed in section 2825(b) of title 10, United States Code, carry out projects to improve existing military family housing units at the following installations in the number of units shown, and in the amount shown, for each installation:

Carswell Air Force Base, Texas, two hundred and three units, $7,477,500.

Kadena Air Base, Japan, three hundred and forty-two units, $20,586,200.

ARCHITECTURAL AND ENGINEERING SERVICES AND CONSTRUCTION DESIGN FOR FAMILY HOUSING PROJECTS

SEC. 305. Subject to section 2807 of title 10, United States Code, the Secretary of the Air Force may carry out architectural and engineering services and construction design in connection with military family housing projects (including improvements) in the amount of $5,000,000.

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TITLE IV—DEFENSE AGENCIES

AUTHORIZED CONSTRUCTION PROJECTS AND LAND ACQUISITION FOR THE DEFENSE AGENCIES

SEC. 401. The Secretary of Defense may acquire real property and may carry out military construction projects in the amounts shown for each of the following installations and locations:

INSIDE THE UNITED STATES

DEFENSE LOGISTICS AGENCY

Defense Fuel Support Point, Adak, Alaska, $14,200,000.

Defense Property Disposal Office, Anchorage, Alaska, $2,500,000.

Defense Fuel Support Point, Ozol, California, $1,100,000.

Defense Fuel Support Point, Long Beach, California, $42,100,000.

Defense Depot, Tracy, California, $480,000.

Defense Property Disposal Office, Vandenberg, California, $880,000.

Defense Property Disposal Office, Colorado Springs, Colorado, $810,000.

Defense Fuel Support Point, Escanaba, Michigan, $1,000,000.
Defense Depot, Memphis, Tennessee, $750,000.
Defense Property Disposal Office, San Antonio, Texas, $500,000.
Defense Property Disposal Office, Tooele, Utah, $420,000.
Defense Property Disposal Office, Norfolk, Virginia, $940,000.
Defense Property Disposal Office, Fort Lewis, Washington, $650,000.

DEFENSE MAPPING AGENCY

Hydrographic/Topographic Center, Brookmont, Maryland, $1,830,000.

NATIONAL SECURITY AGENCY

Fort Meade, Maryland, $31,000,000.

OFFICE OF THE SECRETARY OF DEFENSE

Classified Activity, Fort Belvoir, Virginia, $3,000,000.
Defense Systems Management College, Fort Belvoir, Virginia, $4,700,000.
Presidio of Monterey, California, $29,100,000.

DEFENSE INVESTIGATIVE SERVICE

Fort Holabird, Maryland, $210,000.

DEFENSE NUCLEAR AGENCY

Armed Forces Radiobiology Institute, Bethesda, Maryland, $10,900,000.

DEFENSE COMMUNICATIONS AGENCY

Pentagon Building, Virginia, $1,000,000.

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OUTSIDE THE UNITED STATES

DEFENSE LOGISTICS AGENCY

Defense Property Disposal Office, Hanau, Germany, $1,300,000

DEFENSE NUCLEAR AGENCY

Johnston Island, $600,000.

OFFICE OF THE SECRETARY OF DEFENSE

Classified Location, $10,000,000.

NATIONAL SECURITY AGENCY

Classified Location, $21,550,000.
Classified Location, $25,200,000.

DEPARTMENT OF DEFENSE DEPENDENTS SCHOOLS

Ansbach, Germany, $4,800,000.
Baumholder, Germany, $1,200,000.
Darmstadt, Germany, $6,000,000.
Giessen, Germany, $6,040,000.
Spangdahlem Air Base, Germany, $6,350,000.
Wildflecken, Germany, $5,200,000.
Vicenza, Italy, $2,310,000.
Lajes Field, Portugal, $4,590,000.
Zaragoza Air Force Base, Spain, $680,000.
Incirlik Air Base, Turkey, $5,800,000.
RAF Lakenheath, United Kingdom, $1,120,000.
RAF Wethersfield, United Kingdom, $2,832,000.

FAMILY HOUSING

SEC. 402. The Secretary of Defense may construct family housing units (including land acquisition) and acquire manufactured home facilities at classified locations overseas in the total amount of $1,210,000 for not in excess of eleven units.

IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS

SEC. 403. Subject to section 2825 of title 10, United States Code, the Secretary of Defense may make expenditures to improve existing military family housing units in an amount not to exceed $35,000.

AUTHORITY TO USE UNOBLIGATED PRIOR YEAR AUTHORITY FOR CONTINGENCY CONSTRUCTION

SEC. 404. During fiscal year 1984, the Secretary of Defense may carry out contingency construction projects under section 2804 of title 10, United States Code, in an amount not to exceed $16,000,000.

TITLE V—NORTH ATLANTIC TREATY ORGANIZATION INFRASTRUCTURE

AUTHORITY OF THE SECRETARY OF DEFENSE TO MAKE CONTRIBUTIONS

SEC. 501. The Secretary of Defense may make contributions for the North Atlantic Treaty Organization infrastructure program as provided in section 2806 of title 10, United States Code, in an amount not to exceed the amount authorized to be appropriated in section 605.

RECOUPMENT OF PREFINANCING PAYMENTS

Report to congressional committees. Detailed plans.

SEC. 502. None of the funds appropriated pursuant to authorizations of appropriations in this Act may be obligated for payments for prefinancing of projects eligible, or expected to become eligible, to be paid for (in whole or in part) by the North Atlantic Treaty Organization infrastructure program until the Secretary of Defense provides to the appropriate committees of Congress a written report which shall (1) include a complete accounting for funds authorized by this and previous Military Construction Authorization Acts for the prefinancing of projects otherwise eligible for funding under such program, and (2) describe in detail how the Secretary plans to recoup such funds that have been or are to be obligated for such prefinancing of projects.

TITLE VI—AUTHORIZATION OF APPROPRIATIONS AND RECURRING ADMINISTRATIVE PROVISIONS

AUTHORIZATION OF APPROPRIATIONS, ARMY

SEC. 601. (a) Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 1983, for military construction, land acquisition, and military family housing functions of the Department of the Army in the total amount of $2,450,959,000 as follows:

Ante, p. 757.

(1) For projects authorized by section 101 that are to be carried out inside the United States, $575,180,000.

(2) For projects authorized by section 101 that are to be carried out outside the United States, $366,920,000.

(3) For unspecified minor construction projects under section 2805 of title 10, United States Code, $27,400,000.

(4) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $188,000,000.

(5) For military family housing functions—

Ante, p. 757.

(A) for construction and acquisition of military family housing and facilities as authorized by title I, $173,131,000; and

(B) for support of military family housing, $1,120,328,000, of which not more than $86,258,000 may be obligated or expended for the leasing of military family housing units in foreign countries.

(b) Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variations authorized by law, the total cost of all projects carried out under section 101 may not exceed the total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

AUTHORIZATION OF APPROPRIATIONS, NAVY

SEC. 602. (a) Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 1983, for military construction, land acquisition, and military family housing functions of the Department of the Navy in the total amount of $1,763,520,000 as follows:

Ante, p. 762.

(1) For projects authorized by section 201 that are to be carried out inside the United States, $875,811,000.

(2) For projects authorized by section 201 that are to be carried out outside the United States, $94,285,000.

(3) For unspecified minor construction projects under section 2805 of title 10, United States Code, $22,000,000.

(4) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $115,600,000.

(5) For advances to the Secretary of Transportation for construction of defense access roads under section 210 of title 23, United States Code, $1,387,000.

(6) For military family housing functions—

Ante, p. 762.

(A) for construction and acquisition of military family housing and facilities as authorized by title II, $74,961,000; and

(B) for support of military family housing, $579,476,000, of which not more than $149,000 may be obligated or expended for the leasing of military family housing units in the United States, the Commonwealth of Puerto Rico, and Guam and not more than $18,063,000 may be obligated or expended for the leasing of military family housing units in foreign countries.

(b) Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variations authorized by law, the total cost of all projects carried out under section 201 may not exceed the total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

AUTHORIZATION OF APPROPRIATIONS, AIR FORCE

SEC. 603. (a) Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 1983, for military construction, land acquisition, and military family housing functions of the Department of the Air Force in the total amount of $2,375,071,000 as follows:

Ante, p. 768.

(1) For projects authorized by section 301 that are to be carried out inside the United States, $857,984,000.

(2) For projects authorized by section 301 that are to be carried out outside the United States, $464,944,000.

(3) For unspecified minor construction projects under section 2805 of title 10, United States Code, $19,000,000.

(4) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $147,000,000.

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(5) For advances to the Secretary of Transportation for construction of defense access roads under section 210 of title 23, United States Code, $3,250,000.

(6) For military family housing functions—

(A) for construction and acquisition of military family housing and facilities as authorized by title III, $112,649,000; and

Ante, p. 768.

(B) for support of military family housing, $770,244,000, of which not more than $492,000 may be obligated or expended for the leasing of military family housing units in the United States, the Commonwealth of Puerto Rico, and Guam and not more than $53,046,000 may be obligated or expended for the leasing of military family housing units in foreign countries.

(b) Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variations authorized by law, the total cost of all projects carried out under section 301 may not exceed the total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

AUTHORIZATION OF APPROPRIATIONS, DEFENSE AGENCIES

SEC. 604. (a) Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 1983, for military construction, land acquisition, and military family housing functions of the Department of Defense (other than the military departments) in the total amount of $306,386,000 as follows:

(1) For projects authorized by section 401 that are to be carried out inside the United States, $143,070,000.

(2) For projects authorized by section 401 that are to be carried out outside the United States, $90,572,000.

(3) For unspecified minor construction projects under section 2805 of title 10, United States Code, $4,000,000.

(4) For construction projects under the contingency construction authority of the Secretary of Defense under section 2804 of title 10, United States Code, $16,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $33,000,000.

(6) For military family housing functions—

(A) for construction and acquisition of military family housing and facilities as authorized by title IV, $1,245,000; and

Ante, p. 775.

(B) for support of military family housing, $18,499,000, of which not more than $15,231,000 may be obligated or expended for the leasing of military family housing units in foreign countries.

(b) Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variations authorized by law, the total cost of all projects carried out under section 401 may not exceed the total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

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AUTHORIZATION OF APPROPRIATIONS, NORTH ATLANTIC TREATY ORGANIZATION

SEC. 605. There is hereby authorized to be appropriated for fiscal years beginning after September 30, 1983, for contributions by the Secretary of Defense under section 2806 of title 10, United States Code, for the share of the United States of the cost of construction projects for the North Atlantic Treaty Organization infrastructure program, as authorized by section 501, the sum of $150,000,000.

ACTIVITIES INCLUDED WITHIN AUTHORIZATIONS FOR MILITARY FAMILY HOUSING

SEC. 606. (a) Amounts authorized under sections 601 through 604 for construction and acquisition of military family housing and facilities include amounts for minor construction, improvements to existing military family housing units and facilities, relocation of military family housing units under section 2827 of title 10, United States Code, and architectural and engineering services and construction design.

Support funding.

(b) Amounts authorized under sections 601 through 604 for support of military family housing include amounts for operating expenses, leasing expenses, maintenance of real property expenses, payments of principal and interest on mortgage debts incurred, and payments of mortgage insurance premiums authorized under section 222 of the National Housing Act (12 U.S.C. 1715m).

EXPIRATION OF AUTHORIZATIONS: EXTENSION OF CERTAIN PREVIOUS AUTHORIZATIONS

Ante, pp. 757, 762, 768, 775.
Ante, p. 777.

SEC. 607. (a)(1) Except as provided in paragraph (2), all authorizations contained in titles I, II, III, and IV for military construction projects, land acquisition, and family housing projects and in title V for contributions to the North Atlantic Treaty Organization infrastructure program (and all authorizations of appropriations therefor contained in sections 601 through 605) expire on October 1, 1985, or on the date of the enactment of the Military Construction Authorization Act for fiscal year 1986, whichever is later.

(2) The provisions of paragraph (1) do not apply to authorizations for which appropriated funds have been obligated before October 1, 1985, or the date of the enactment of the Military Construction Authorization Act for fiscal year 1986, whichever is later, for construction contracts, land acquisition, or contributions to such program.

(b)(1) Notwithstanding the provisions of section 606(b) of the Military Construction Authorization Act, 1983 (Public Law 97-321; 96 Stat. 1567), authorizations for the following projects authorized in sections 101, 201, and 301 of the Military Construction Authorization Act, 1982 (Public Law 97-99; 95 Stat. 1359), shall remain in effect until October 1, 1984, or the date of enactment of the Military Construction Authorization Act for fiscal year 1985, whichever is later:

(A) Solid Waste Incinerator construction in the amount of $4,100,000 at Fort Dix, New Jersey.

(B) Crane and Equipment Maintenance Shop in the amount of $13,600,000 at the Charleston Naval Shipyard, Charleston, South Carolina.

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(C) Steam Plant in the amount of $150,000,000 at the Puget Sound Naval Shipyard, Bremerton, Washington.

(D) Aircraft Parking Apron in the amount of $3,200,000 at the Naval Air Station, Oceana, Virginia.

(2) Notwithstanding the provisions of section 606(b) of the Military Construction Authorization Act, 1983 (Public Law 97-321; 96 Stat. 1567), authorization for the following project authorized in section 201 of the Military Construction Authorization Act, 1981 (Public Law 96-418; 94 Stat. 1749), and extended in section 606(d) of the Military Construction Authorization Act, 1983 (Public Law 97-321; 96 Stat. 1549), shall remain in effect until October 1, 1984, or the date of enactment of the Military Construction Authorization Act for fiscal year 1985, whichever is later:

Nautilus Memorial in the amount of $1,930,000 at the Naval Submarine Base, New London, Connecticut.

(3) Notwithstanding the provisions of section 606(b) of the Military Construction Authorization Act, 1983 (Public Law 97-321; 96 Stat. 1567), authorization for the following projects authorized in section 201 of the Military Construction Authorization Act, 1980 (Public

Law 96-125; 93 Stat. 928), and extended in section 705(d) of the Military Construction Authorization Act, 1982 (Public Law 97-99; 95 Stat. 1359), shall remain in effect until October 1, 1984, or the date of enactment of the Military Construction Authorization Act for fiscal year 1985, whichever is later:

(A) Industrial Waste Collection and Treatment construction in the amount of $6,500,000 at the Long Beach Naval Shipyard, Long Beach, California.

(B) Aircraft Maintenance Hangar Addition in the amount of $1,500,000 at the Naval Air Facility, Sigonella, Italy.

ESTABLISHMENT OF CERTAIN AMOUNTS REQUIRED TO BE SPECIFIED BY LAW

SEC. 608. For projects or contracts initiated during the period beginning on the date of the enactment of this Act or October 1, 1983, whichever is later, and ending on the date of the enactment of the Military Construction Authorization Act for fiscal year 1985 or October 1, 1984, whichever is later, the following amounts apply:

(1) The maximum amount for an unspecified minor military construction project under section 2805 of title 10, United States Code, is $1,000,000.

(2) The amount of a contract for architectural and engineering services or construction design that makes such a contract subject to the reporting requirement under section 2807 of title 10, United States Code, is $300,000.

(3) The maximum amount per unit for an improvement project for family housing units under section 2825 of title 10, United States Code, is $30,000.

(4) The maximum annual rental for a family housing unit leased in the United States, Puerto Rico, or Guam under section 2828(b) of title 10, United States Code, is $6,000.

(5)(A) The maximum annual rental for a family housing unit leased in a foreign country under section 2828(c) of title 10, United States Code, is $16,800.

(B) The maximum number of family housing units that may be leased at any one time in foreign countries under section 2828(c) of title 10, United States Code, is 30,000. 97 STAT. 782

(6) The maximum rental per year for family housing facilities, or for real property related to family housing facilities, leased in a foreign country under section 2828(f) of title 10, United States Code, is $250,000.

EFFECTIVE DATE FOR PROJECT AUTHORIZATIONS

SEC. 609. Titles I, II, III, IV, and V of this Act shall take effect on October 1, 1983.

TITLE VII—GUARD AND RESERVE FORCES FACILITIES

AUTHORIZATION FOR FACILITIES

SEC. 701. There are authorized to be appropriated for fiscal years beginning after September 30, 1983, for the costs of acquisition, architectural and engineering services, and construction of facilities for the Guard and Reserve Forces, and for contributions therefor, under chapter 133 of title 10, United States Code (including the cost of acquisition of land for those facilities), the following amounts: 10 USC 2231 *et seq.*

(1) For the Department of the Army—

(A) for the Army National Guard of the United States, $66,826,000; and

(B) for the Army Reserve, $54,700,000.

(2) For the Department of the Navy, for the Naval and Marine Corps Reserves, $28,245,000.

(3) For the Department of the Air Force—

(A) for the Air National Guard of the United States, $108,620,000; and

(B) for the Air Force Reserve, $41,200,000.

MODIFICATION OF GUARD AND RESERVE MINOR CONSTRUCTION AUTHORITY

Effective date.

SEC. 702. Effective on October 1, 1983, section 2233a(a)(1) of title 10, United States Code, is amended by striking out "$200,000" and inserting in lieu thereof "$400,000".

TITLE VIII—GENERAL PROVISIONS

MILITARY FAMILY HOUSING LEASING PROGRAM

Validated deficit.

SEC. 801. Section 2828 of title 10, United States Code, is amended by adding at the end thereof the following subsection:

"(g)(1) Notwithstanding any other provision of law, the Secretary of a military department may enter into a contract for the lease of family housing units to be constructed on or near a military installation within the United States under the Secretary's jurisdiction at which there is a validated deficit in family housing. Housing units leased under this subsection shall be assigned, without rental charge, as family housing to members of the armed forces who are eligible for assignment to military family housing. A contract under this section shall include a provision that the obligation of the United States to make payments under the contract in any fiscal year is subject to the availability of appropriations for that purpose.

"(2) Each contract under paragraph (1) shall be awarded through

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the use of publicly advertised, competitively bid or competitively negotiated contracting procedures. Such a contract may provide for the contractor of the housing facilities to operate and maintain such housing facilities during the term of the lease.

"(3) Each contract under this subsection shall require that housing units constructed pursuant to the contract shall be constructed to Department of Defense specifications.

Contract time limitation.

"(4) A contract under this subsection may be for any period not in excess of 20 years (excluding the period required for construction of the housing facilities).

First refusal right.

"(5) A contract under this subsection shall provide that, upon the termination of the lease period, the United States shall have the right of first refusal to acquire all right, title, and interest to the housing facilities constructed and leased under the contract.

"(6) A contract may not be entered into for the lease of housing facilities under this subsection until—

Economic analysis, submittal to congressional committees.

"(A) the Secretary of Defense submits to the appropriate committees of Congress, in writing, an economic analysis (based upon accepted life cycle costing procedures) which demonstrates that the proposed contract is cost effective when compared with alternative means of furnishing the same housing facilities; and

"(B) a period of 21 calendar days has expired following the date on which the economic analysis is received by those committees.

Pilot program.

"(7) This subsection may be implemented only by a pilot program. In carrying out such pilot program—

"(A) the Secretary of each military department may not enter into more than two contracts under this subsection; and

"(B) any such contract may not be for more than 300 family housing units.

"(8) A contract may not be entered into under this subsection after October 1, 1985.".

MILITARY HOUSING RENTAL GUARANTEE PROGRAM

10 USC 2821 note.

SEC. 802. (a) The Secretary of a military department, under uniform regulations prescribed by the Secretary of Defense, may enter into an agreement to assure the occupancy of rental housing to be constructed by a private developer or by a State or local housing authority on private land, on land owned by a State or local government, or on land owned by the United States, if the housing is to be located on or near a new military installation or an existing military installation that has a shortage of housing to meet the requirements of eligible members of the Armed Forces (with or without accompanying dependents). An agreement under this section shall include a provision that the obligation of the United States to make payments under the agreement in any fiscal year is subject to the availability of appropriations for that purpose.

Payments provision.

(b) An agreement under subsection (a)—

Agreement conditions.

(1) may not assure the occupancy of more than 97 percent of the units constructed under the agreement;

(2) shall establish initial rental rates that are not more than rates for comparable rental dwelling units in the same general market area and may include an escalation clause for operation and maintenance costs which shall (if included) be effective for the term of agreement;

(3) may not apply to existing housing;

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(4) shall require that the housing units be constructed to Department of Defense specifications;

(5) may not be for a term in excess of 15 years;

(6) may not renewed;

(7) may not assure more than an amount equivalent to the shelter rent of the housing units, determined on the basis of amortizing initial construction costs;

(8) may only be entered into to the extent that there is a validated deficit in military family housing;

(9) may only be entered into if existing military-controlled housing at all installations in the commuting area (except for a new installation or an installation for which there is projected a significant increase in the number of families due to an increase in the number of authorized personnel) has exceeded 97 percent use for a period of not less than 18 consecutive months immediately preceding the date on which the agreement is entered into, excluding units temporarily inactivated for major repair or improvements;

(10) shall provide for priority of occupancy for military families; and

(11) shall include a clause rendering the agreement null and void if, in the opinion of the Secretary of the military department concerned, the owner of the housing fails to maintain a satisfactory level of operation and maintenance.

(c) An agreement under subsection (a) shall be made through the use of publicly advertised, competitively bid or competitively negotiated procedures.

(d) An agreement may not be entered into under subsection (a) until—

(1) the Secretary of Defense submits to the appropriate committees of Congress, in writing, an economic analysis (based upon accepted life cycle costing procedures) which demonstrates that the proposed agreement is cost effective when compared with alternative means of furnishing the same housing facilities; and

Economic analysis, submittal to congressional committees.

(2) a period of 21 calendar days has expired following the date on which the economic analysis is received by those committees.

(e) The Secretary concerned may require that disputes arising under an agreement entered into under subsection (a) be decided in accordance with the procedures provided for by the Contract Disputes Act of 1978 (41 U.S.C. 601 et seq.).

(f) This section may be implemented only by a pilot program. In carrying out such pilot program—

Pilot program.

(1) the Secretary of each military department may not enter into more than two agreements under this section; and

(2) the Secretary of a military department may not enter into such an agreement for more than 300 family housing units at one location.

(g) An agreement may not be entered into under this section after September 30, 1985.

FAMILY HOUSING CONSTRUCTED OVERSEAS

10 USC 2821 note.

97 STAT. 785

Sec. 803. (a) The Secretary of Defense shall ensure that any contract entered into for the construction of military family housing for the Department of Defense in a foreign country shall require the use of manufactured or factory-built housing which is fabricated in the United States by a United States contractor.

Waiver.

(b) The Secretary of Defense may waive subsection (a) with respect to not more than 10 percent of the total number of military family housing units authorized to be constructed in foreign countries in any year if—

(1) the Secretary determines that with respect to such units compliance with the requirement in such subsection is infeasible; and

Notification to congressional committees.

(2) the Secretary—

(A) notifies the appropriate committees of the Congress in writing of his intention to waive such requirements and includes in the notification the justification for the waiver, and

(B) a period of 21 days has elapsed after the receipt by such committees of the notice.

(c) This section shall apply to any contract entered into after the date of the enactment of this Act.

ARCHITECTURAL AND ENGINEERING SERVICES AND CONSTRUCTION DESIGN

Sec. 804. The first sentence of section 2807(a) of title 10, United States Code, is amended—

(1) by striking out "such purposes" and inserting in lieu thereof "military construction and military family housing"; and

(2) by inserting ", family housing projects, and projects undertaken in connection with the authority provided under section 2854 of this title that are" after "projects".

IMPACT ASSISTANCE FOR AREAS AFFECTED BY DEPLOYMENT OF THE MX MISSILE

Sec. 805. Subsection (a) of section 802 of the Military Construction Authorization Act, 1981 (10 U.S.C. 139 note), is amended—

(1) by inserting "communities located near MX Missile System sites and" after "may assist"; and

(2) by striking out "East Coast Trident Base" the second place it appears and inserting in lieu thereof "MX Missile System or the East Coast Trident Base, as the case may be,".

(b) Subsection (b) of such section is amended—

(1) by striking out "East Coast Trident Base" in paragraph (1)(C) and inserting in lieu thereof "MX Missile System site or the East Coast Trident Base, as the case may be"; and

(2) by striking out "East Coast Trident Base" in paragraph (3) and inserting in lieu thereof "MX Missile System sites or the East Coast Trident Base, as the case may be".

(c) Subsection (d) of such section is amended by inserting "the MX Missile System deployment program and" before "the East Coast Trident Base".

(d) The heading of such section is amended by inserting "BY DEPLOYMENT OF THE MX MISSILE AND" after "AREAS AFFECTED".

SMALL BUSINESS SET-ASIDE FOR ARCHITECTURAL AND ENGINEERING SERVICES AND CONSTRUCTION DESIGN

Comprehensive review.
10 USC 2807 note.

SEC. 806. (a) The Secretary of Defense shall conduct a comprehensive review of current policies and practices of the Department of Defense with regard to the award of contracts for architectural and engineering services and construction design for military construction projects. The Secretary shall conduct such review with a view to determining whether current policies and practices of the Department of Defense result in a reasonable distribution of such contracts to firms of all sizes throughout the architect-engineer community.

(b) Upon the completion of such review, the Secretary shall modify current policies and practices of the Department to the extent necessary to ensure—

(1) that small business concerns (as defined in section 3 of the Small Business Act) are assured of a reasonable share of such contracts; and

15 USC 632.

(2) that large architect-engineer firms are not precluded from competing for such contracts when the estimated amount of such contracts is greater than a reasonable threshold amount prescribed by the Secretary.

Report to congressional committees.

(c) Not later than March 1, 1984, the Secretary shall submit to the appropriate committees of Congress a written report on the results of the review required by subsection (a) and on any changes made to current policies and practices as required by subsection (b).

(d) For the purposes of this section:

"Reasonable share."

(1) The term "reasonable share" means an appropriate percentage share of all contracts referred to in subsection (a) as determined by the Secretary of Defense after consultation with the Admininstrator of the Small Business Administration and representatives of the architect-engineer community.

"Reasonable threshold amount."

(2) The term "reasonable threshold amount" means an appropriate estimated contract dollar amount determined by the Secretary of Defense after consultation with the Administrator of the Small Business Administration and representatives of the architect-engineer community.

SALE AND REPLACEMENT OF NONEXCESS REAL PROPERTY

SEC. 807. (a)(1) Chapter 159 of title 10, United States Code, is amended by inserting after section 2667 the following new section:

"§ 2667a. Sale and replacement of nonexcess real property

10 USC 2667a.

"(a)(1) Subject to paragraph (2), the Secretary of Defense may carry out real property transactions in accordance with this section. Any such transaction shall consist of—

"(A) the sale of any real property under the control of the Department of Defense other than property described in paragraph (3); and

"(B) such acquisition of land, construction and acquisition of facilities to replace facilities included in the property to be sold, and relocation of Department of Defense activities to such replacement facilities as may be required to ensure efficient and effective continuity of defense functions being carried out at the property to be sold.

"(2) A transaction under this section may not be carried out unless the transaction is specifically authorized by law.

97 STAT. 787

Prohibited sales.

"(3) A transaction under this section may not include the sale of any of the following:

"(A) Public domain lands.

"(B) Property which can be considered excess under the provisions of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 471 et seq.).

"(C) Property that the Secretary of the Interior has determined under subsection (b)(2) to be suitable for use as a public park or recreation area and with respect to which the Secretary of the Interior has sent a notification to the Secretary of Defense under such subsection.

Proposal to Congress.

"(b)(1) A proposal to Congress for authorization of a transaction under this section shall include—

"(A) a description of the property to be sold (including the specific location of the property);

"(B) an estimate of the fair market value of the property to be sold;

"(C) an explanation of the need for any property or facilities to replace property or facilities to be sold under the transaction;

"(D) an estimate of the costs of such replacement facilities and of relocation from the property to be sold to the replacement facilities; and

"(E) a net financial statement for the transaction, including a schedule of estimated expenditures under the transaction and a schedule of the estimated proceeds to be realized from the sale of property under the transaction.

Notification of Interior Secretary.

"(2) Before proposing a transaction to Congress under this section, the Secretary of Defense shall notify the Secretary of the Interior in writing of the proposed transaction. The transaction may not be proposed to Congress if the Secretary of the Interior notifies the Secretary of Defense in writing not later than 60 days after receipt of the notification that he has determined that the property proposed to be sold under the transaction is suitable for use as a public park or recreation area. Any such determination by the Secretary of the Interior shall be made in accordance with procedures and standards used by the Secretary under section 203(k)(2) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 484(k)(2)).

"(c) A transaction authorized pursuant to this section—

"(1) shall be accomplished, to the extent feasible, using competitive bid procedures or qualified contract realty brokers;

"(2) may not be carried out unless the property to be conveyed under the transaction will be sold for at least the equivalent of its fair market value;

"(3) may not be carried out unless the amount of the estimated proceeds from the sale of property under the transaction exceeds the amount of the costs of such transaction described in subsection (e); and

"(4) may not be carried out unless the activities intended to be performed at the replacement facilities are substantially similar in character or nature to those performed at the property to be sold.

Sale conducted by GSA Administrator.

"(d)(1) The sale of any real property pursuant to a transaction authorized under this section shall be conducted by the Administrator of General Services. The Administrator may sell such property upon such credit terms and financial conditions as he and the Secretary of Defense may agree upon. The Administrator shall execute such documents for the transfer of title and take such other actions as necessary to dispose of such property under the provisions of this section.

97 STAT. 788

Proceeds.

"(2) Proceeds from any such sale shall be covered into the Treasury.

Reimbursement.

"(3) The Secretary of Defense shall reimburse the Administrator for expenses incurred in making such sales as authorized by subsection (e)(3).

"(e) To the extent provided for in appropriation Acts, the Secretary of Defense—

"(1) may carry out the acquisition of land and the construction and acquisition of facilities included as part of an authorized transaction under this section;

"(2) may pay the reasonable relocation expenses made necessary by the transaction; and

"(3) may pay all expenses incident to the sale of property under the transaction, including reimbursement of expenses under subsection (d)(3).

"(f) Upon completion of a transaction under this section—

"(1) ninety-five percent of the proceeds remaining from the sale of property under the transaction (after subtracting the amount of applicable costs described in subsection (e)) shall remain in the Treasury; and

"(2) an amount equal to five percent of the proceeds remaining from the sale of property under the transaction (after subtracting the amount of applicable costs described in subsection (e)) shall be credited to the account established under subsection (g).

Department of Defense Facilities Replacement Management Account. Establishment.

"(g)(1) There is hereby established on the books of the Treasury an account to be known as the Department of Defense Facilities Replacement Management Account (hereinafter in this section referred to as the 'account'). The account shall be administered by the Secretary of Defense and shall be administered as a single account.

"(2) The account may be used for—

"(A) advanced planning, design, and other expenses related to potential future transactions; and

"(B) advances where necessary to meet expenses of an authorized transaction before appropriations are made available for the transaction.

Notification to congressional committees.

"(3) An expenditure from the account in an amount greater than $300,000 may not be made until the Secretary of Defense has notified the appropriate committees of Congress in writing of the proposed expenditure and a period of 21 days has elapsed after the date of the receipt of that notification by those committees.

Unobligated funds.

"(4) Any unobligated moneys in the account at the end of a fiscal year in excess of $50,000,000 (or in excess of any lesser amount determined by the Secretary of Defense to be sufficient for the purpose of this section) shall be covered into the Treasury.".

(2) The table of sections at the beginning of chapter 159 of title 10, United States Code, is amended by inserting after the item relating to section 2667 the following new item:

"2667a. Sale and replacement of nonexcess real property.".

Appropriation authorization.

Ante, p. 786.

(b) There is authorized to be appropriated to the Department of Defense Facilities Management Account established by section 2809 of title 10, United States Code (as added by subsection (a)), for purposes of initial capitalization, the sum of $50,000,000. Any amount appropriated pursuant to this subsection shall remain available until expended.

Effective date.

(c) Effective on October 1, 1985—

Repeal.

(1) section 2667a of title 10, United States Code (as added by subsection (a)), is repealed;

(2) the table of sections at the beginning of chapter 159 of such title is amended by striking out the item relating to section 2667a;

Abolition. 10 USC 2667a note.

(3) the Department of Defense Facilities Replacement Management Account established by such section is abolished and any balance in such account is transferred into the Treasury.

(d) Notwithstanding any other provision of law, the Secretary of Defense may not take any action to initiate the sale, lease, rental, excessing, or disposal of any portion of the land identified on the date of the enactment of this Act as a part of Fort DeRussy, Hawaii.

THRESHOLD FOR COMMUNITY PLANNING ASSISTANCE

Effective date.

SEC. 808. Effective on October 1, 1983, section 2391(b)(2) of title 10, United States Code, is amended by striking out "2,500" and inserting in lieu thereof "2,000".

FEDERAL CONTRIBUTION FOR MOVING LANDFILL NEAR LANGLEY AIR FORCE BASE

SEC. 809. (a) The Secretary of the Air Force may contribute, as the share of the United States for the moving of the existing landfill adjacent to Langley Air Force Base, Virginia, a sum equal to not more than 50 percent of the cost of moving such landfill to a new location, but not more than $3,750,000. The Secretary may not make any contribution under this section unless the new location of the landfill meets the minimum standards for the location of landfills on or near airport facilities prescribed by the Administrator of the Federal Aviation Administration in Order Number 5200.5 (Guidance Concerning Sanitary Landfills on or Near Airports).

(b) The Secretary shall obtain such assurances as he determines necessary (including the execution of covenants and easements) to ensure that the present landfill location adjacent to Langley Air Force Base will be used in the future only in a manner compatible with the Air Installation Compatible Use Zone (AICUZ) for Langley Air Force Base.

LAND ACQUISITION FOR FUTURE FAMILY HOUSING REQUIREMENTS, SAN DIEGO, CALIFORNIA

SEC. 810. The Secretary of the Navy may acquire up to 125 acres of real property in San Diego, California (or the surrounding area), that the Secretary determines to be suitable as a site or sites for future construction of military family housing for the Department of the Navy. Such property may be acquired by exchange or by purchase using funds derived from savings in carrying out previously authorized projects. The Secretary may acquire options on such property as provided in section 2677(a) of title 10, United States Code, and (notwithstanding section 2677(b) of such title) may pay, from funds available for projects under section 2805 of title 10, United States Code, not more than $1,000,000 for such options.

Exchange or purchase.

97 STAT. 790

AUTHORITY FOR THE SECRETARY OF THE NAVY TO ACQUIRE LAND FROM THE CITY OF LOS ANGELES, CALIFORNIA

SEC. 811. The Secretary of the Navy may acquire approximately 55 acres of land from the city of Los Angeles, California, at a cost not to exceed $750,000.

LAND CONVEYANCE, VENTURA COUNTY, CALIFORNIA

SEC. 812. (a) Subject to subsection (b), the Secretary of the Navy (hereinafter in this section referred to as the "Secretary") shall convey to the Oxnard Harbor District, a special district of the State of California, all right, title, and interest of the United States in and to a tract of land, together with the improvements on such land, located in the city of Port Hueneme in the County of Ventura, California, consisting of the United States Navy Wharf Number 2 and approximately 18.546 acres and more particularly described in the official records on file in the Office of the County Recorder of the County of Ventura, California, in book 665, page 349.

Appraised fair market value.

(b) In consideration for the conveyance under subsection (a), the Oxnard Harbor District shall pay to the United States an amount equal to the appraised fair market value of the property to be conveyed (as determined by the Secretary).

Surveys.

(c) The exact acreage and legal description of the lands to be conveyed under this section shall be determined by surveys that are satisfactory to the Secretary. The cost of any such survey shall be borne by the Oxnard Harbor District.

(d) The Secretary may require such additional terms and conditions with respect to the conveyance under this section as the Secretary considers appropriate to protect the interests of the United States.

War or national emergency.

(e) In the event of a war or a national emergency declared by the Congress or a national emergency declared by the President after the date of the enactment of this Act, and upon a determination by the Secretary of Defense that the property conveyed under subsection (a) is necessary or would be useful for military or other national defense purposes, the United States shall have the right, upon payment to the Oxnard Harbor District of just compensation, to reenter upon the property and use the property or any part of it, including any and all improvements made thereon, for the duration of the war or emergency plus six months.

LAND CONVEYANCE, ALABAMA SPACE SCIENCE EXHIBIT COMMISSION

SEC. 813. (a) Subject to subsection (b), the Secretary of the Army (hereinafter in this section referred to as the "Secretary") is authorized to convey, without consideration, to the Alabama Space Science Exhibit Commission (hereinafter in this section referred to as the "Commission"), an agency of the State of Alabama, all right, title, and interest of the United States in and to two tracts of land, consisting of 61 acres (more or less), located on the northwestern boundary of Redstone Arsenal, Alabama.

Public exhibits.

(b)(1) The conveyance authorized under subsection (a) shall be subject to the condition that the real property conveyed shall be used by the Commission (A) to display suitable public exhibits of United States weaponry and allied subjects, public exhibits of the activities of the National Aeronautics and Space Administration, and space-oriented public exhibits of other departments, agencies, and instrumentalities of the United States Government, (B) to carry out educational and recreational activities related to the purposes described in clause (A), or (C) for purposes described in both clauses (A) and (B). The use of a portion of such real property for construction of a proposed interstate highway, and such access roads as necessary, and any use of such real property in accordance with existing easements and rights-of-way shall not be considered a use which is inconsistent with the purposes described in clause (A) or (B).

97 STAT. 791

Land reversion to U.S.

(2) If the property conveyed pursuant to subsection (a) is not used for one or more of the purposes described in paragraph (1), all right, title, and interest in and to such property shall revert to the United States which shall have the right of immediate entry thereon.

(3) The Secretary shall reserve to the United States a drainage and utility easement for use in connection with Redstone Arsenal.

Surveys.

(c) The exact acreage and legal description of the property to be conveyed under subsection (a) and of the easement to be reserved under subsection (b)(3) shall be determined by surveys approved by the Secretary of the Army. The cost of any such survey shall be borne by the Commission.

(d) The Secretary may require such additional terms and conditions in connection with the conveyance authorized by this section as the Secretary considers appropriate to protect the interests of the United States.

LAND EXCHANGE, FORT LAUDERDALE, FLORIDA

SEC. 814. (a) Subject to subsection (b), the Secretary of the Navy (hereinafter in this section referred to as the "Secretary") is authorized to convey to Broward County, Florida (hereinafter in this section referred to as the "County"), all right, title, and interest of the United States in and to approximately 6.3 acres of unimproved land comprising portions of the Naval Surface Weapons Center Detachment, Fort Lauderdale, Florida.

(b)(1) In consideration for the conveyance authorized by subsection (a), the County shall convey to the United States all right, title, and interest in and to approximately 4.805 acres of unimproved land adjacent to the Naval Surface Weapons Center Detachment.

Conveyance payments.

(2) The County shall pay to the United States an amount equal to the amount, if any, by which the fair market value (as determined by the Secretary) of the lands to be conveyed by the United States to the County under subsection (a) exceeds the fair market value (as determined by the Secretary) of the lands to be conveyed by the County under subsection (b).

Surveys.

(c)(1) The exact acreages and legal descriptions of all lands to be acquired or conveyed under this section shall be determined by surveys that are satisfactory to the Secretary. The cost of any such survey shall be borne by the County.

(2) The Secretary may require such additional terms and conditions in connection with the acquisition and conveyance authorized by this section as the Secretary considers appropriate to protect the interests of the United States.

97 STAT. 792

LAND EXCHANGE, ORANGE COUNTY, CALIFORNIA

SEC. 815. (a) Subject to subsection (b), the Secretary of the Navy (hereinafter in this section referred to as the "Secretary") is authorized to convey to Orange County, a political subdivision of the State of California, all right, title, and interest of the United States in and to a parcel of land consisting of approximately 137 acres located in the center of Mile Square Regional Park, Orange County, California, together with the improvements on such land.

Conveyance payments.

(b) In consideration for the conveyance by the Secretary under subsection (a), Orange County shall convey to the United States a parcel of land consisting of approximately 57 acres located at the northwest corner of Mile Square Regional Park, Orange County, California. Such parcel shall not be acceptable unless zoned for commercial use and otherwise acceptable to the Secretary. If the fair market value of the land and improvements conveyed by the Secretary under subsection (a) exceeds the fair market value of the land conveyed by Orange County under this subsection, the County shall pay the difference to the United States. Any such payment shall be covered into the Treasury as miscellaneous receipts.

Surveys.

(c) The exact acreages and legal descriptions of the lands to be conveyed under this section shall be determined by surveys which are satisfactory to the Secretary. The cost of any such survey shall be borne by Orange County.

(d) The Secretary is authorized to accept any land conveyed under subsection (b) and to use such land to exchange for other lands as authorized to be acquired for military purposes.

(e) The Secretary may require such additional terms and conditions in connection with the transaction authorized by this section as the Secretary considers appropriate to protect the interests of the United States.

LAND EXCHANGE, COLUMBUS, OHIO

SEC. 816. (a) Subject to subsection (b), the Secretary of the Air Force (hereinafter in this section referred to as the "Secretary") is authorized to acquire by exchange all right, title, and interest of the city of Columbus, Ohio (hereinafter in this section referred to as the "City"), in all or in part of certain parcels of land in the county of Franklin, Ohio, comprising approximately 112.84 acres and now leased from the City for the use of Air Force Plant Numbered 85.

(b)(1) In consideration for the acquisition under subsection (a), the Secretary shall convey to the City all right, title, and interest of the United States in all or any part of certain parcels of land (and any improvements thereon) in the county of Franklin, Ohio, comprising approximately 231.96 acres. The Secretary may adjust the size of the parcels to be conveyed and acquired.

Conveyance payments.

(2) If the fair market value (as determined by the Secretary) of the land and improvements conveyed by the Secretary exceeds the fair market value (as determined by the Secretary) of the land conveyed

by the City, the City shall pay the difference to the United States. Any such payment shall be covered into the Treasury as miscellaneous receipts.

Surveys.

(c) The exact acreages and legal descriptions of the properties to be acquired or conveyed under this section shall be determined by surveys which are satisfactory to the Secretary. The cost of any such survey shall be borne by the City.

(d) The Secretary may require such additional terms and conditions in connection with the transaction authorized by this section as the Secretary considers appropriate to protect the interests of the United States.

LAND EXCHANGE, ORLANDO, FLORIDA

SEC. 817. (a) Subject to subsection (b), the Secretary of the Navy (hereinafter in this section referred to as the "Secretary") is authorized to convey to the Greater Orlando Aviation Authority (hereinafter in this section referred to as the "Authority") all right, title, and interest of the United States in and to approximately 37 acres of unimproved land comprising a portion of the Naval Training Center, Orlando, Florida. Such conveyance may be subject to a reservation restricting development of the land conveyed to commercial and light industrial uses.

(b) In consideration for the conveyance authorized by subsection (a), the Authority—

(1) shall convey to the United States all right, title, and interest of the Authority in and to a tract of land consisting of approximately 12 acres of land, together with improvements thereon; and

Memorandum of understanding.

(2) shall convey or make available to the United States such additional interests in lands and improvements, pay such capital costs, perform such road construction, and make such additional monetary payment to the United States as specified in a memorandum of understanding between the Secretary and the Authority.

Any monetary payment to the United States shall be deposited into the Treasury as miscellaneous receipts.

Fair market value.

(c) The total value of the consideration to the United States under subsection (b) shall be at least equal to the fair market value of the land conveyed to the Authority under subsection (a) (as determined by the Secretary).

Surveys.

(d) The exact acreages and legal descriptions of the property to be conveyed under this section shall be determined by surveys that are satisfactory to the Secretary. The cost of such surveys shall be borne by the Authority.

(e) The Secretary may require such additional terms and conditions in connection with the transaction authorized by this section as the Secretary considers appropriate to protect the interests of the United States.

LAND EXCHANGE, SANTA CLARA COUNTY TRANSIT DISTRICT, CALIFORNIA

SEC. 818. (a) Subject to subsection (b), the Secretary of the Army (hereinafter in this section referred to as the "Secretary") is authorized to convey to the Santa Clara County Transit District of Santa Clara County, California (hereinafter in this section referred to as the "District"), all right, title, and interest of the United States in and to a parcel of land of Santa Clara County, California, consisting of approximately 2.5 acres, together with improvements thereon, comprising a portion of the United States Army Reserve Center, San Jose, California.

(b)(1) In consideration for the conveyance authorized by subsection (a), the District shall convey to the United States all right, title, and interest in and to a parcel of land consisting of approximately 2.5 acres, together with improvements thereon, located adjacent to the United States Army Reserve Center, San Jose.

Fair market value. Conveyance payment.

(2) If the fair market value (as determined by the Secretary) of the property to be conveyed by the United States to the District under subsection (a) exceeds the fair market value (as determined by the Secretary) of the property to be conveyed by the District to the United States under subsection (b), the District shall pay to the United States the amount of the difference.

Survey.

(c) The exact acreages and legal descriptions of the parcels to be conveyed under this section shall be determined by surveys which are satisfactory to the Secretary. The cost of any such survey shall be borne by the District.

(d) The Secretary may require such additional terms and conditions in connection with the transaction authorized by this section as the Secretary considers appropriate to protect the interests of the United States.

Approved October 11, 1983.

LEGISLATIVE HISTORY—H.R. 2972 (S. 675):

HOUSE REPORTS: No. 98-166 (Comm. on Armed Services) and No. 98-359 (Comm. of Conference).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 20, 21, considered and passed House.
June 26, considered and passed Senate, amended.
Sept. 22, House agreed to conference report.
Sept. 27, Senate agreed to conference report.

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97 STAT. 1381

Public Law 98-202
98th Congress

An Act

Dec. 2, 1983
[H.R. 2906]

To amend the Arms Control and Disarmament Act in order to extend the authorization for appropriations.

Arms Control and Disarmament Act, amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 49(a) of the Arms Control and Disarmament Act (22 U.S.C 2589(a)) is amended to read as follows:

Appropriations authorization.

"Sec. 49. (a) To carry out the purposes of this Act, there are authorized to be appropriated—

"(1) for the fiscal year 1984, $20,888,000;

"(2) for the fiscal year 1985, $21,932,000; and

"(3) such additional amounts as may be necessary, for each such fiscal year, for increases in salary, pay, retirement, other employee benefits authorized by law, and other nondiscretionary costs, and to offset adverse fluctuations in foreign currency exchange rates.

Of the sums authorized to be appropriated for the fiscal years 1984 and 1985, not less than $200,000 shall be available in each such fiscal year only for the program for visiting scholars in the field of arms control and disarmament established under section 28 of this Act. Amounts appropriated under this subsection are authorized to remain available until expended.".

Infra.

Sec. 2. Section 22 of the Arms Control and Disarmament Act (22 U.S.C. 2562) is amended by striking out "He" in the third sentence and inserting in lieu thereof the following: "The Director shall attend all meetings of the National Security Council involving weapons procurement, arms sales, consideration of the defense budget, and all arms control and disarmament matters. The Director".

Sec. 3. Title II of the Arms Control and Disarmament Act (22 U.S.C. 2561 et seq.) is amended by adding at the end thereof the following new section:

"PROGRAM FOR VISITING SCHOLARS

"SEC. 28. A program for visiting scholars in the field of arms control and disarmament shall be established by the Director in order to obtain the services of scholars from the faculties of recognized institutions of higher learning. The purpose of the program will be to give specialists in the physical sciences and other disciplines relevant to the Agency's activities an opportunity for active participation in the arms control and disarmament activities of the Agency and to gain for the Agency the perspective and expertise such persons can offer. Each fellow in the program shall be appointed for a term of one year, except that such term may be extended for a 1-year period. Fellows shall be chosen by a board consisting of the Director, who shall be the chairperson, and all former Directors of the Agency.". 22 USC 2568.

SEC. 4. The Arms Control and Disarmament Act is amended by adding at the end thereof the following new section:

"SPECIALISTS FLUENT IN RUSSIAN LANGUAGE

"SEC. 51. The Director is authorized to create up to eight additional permanent personnel positions at both junior and more senior levels for specialists in Soviet foreign and military policies, arms control, or strategic affairs, who also demonstrate fluency in the Russian language.". 22 USC 2591.

REPORT TO CONGRESS ON SOVIET COMPLIANCE WITH ARMS CONTROL AGREEMENTS

SEC. 5. The President shall prepare and transmit to the Congress a report on the record of the compliance or noncompliance of the Soviet Union with existing arms control agreements to which the Soviet Union is a party. Transmittal to Congress.

SPECIAL REPRESENTATIVES FOR ARMS CONTROL AND DISARMAMENT NEGOTIATIONS

SEC. 6. (a) Section 27 of the Arms Control and Disarmament Act (22 U.S.C. 2567) is amended by striking out "a Special Representative" and inserting in lieu thereof "two Special Representatives".

(b) Section 5315 of title 5, United States Code, is amended—

(1) by striking out

"Special Representative for Arms Control and Disarmament Negotiations, United States Arms Control and Disarmament Agency."; and

(2) by adding at the end thereof the following:

"Special Representatives for Arms Control and Disarmament Negotiations, United States Arms Control and Disarmament Agency (2).".

Approved December 2, 1983.

LEGISLATIVE HISTORY—H.R. 2906 (S. 608):

HOUSE REPORTS: No. 98-180 (Comm. on Foreign Affairs) and No. 98-564 (Comm. of Conference).

SENATE REPORT No. 98-144 accompanying S. 608 (Comm. on Foreign Relations).

CONGRESSIONAL RECORD, Vol. 129 (1983):

May 23, considered and passed House.
Nov. 10, considered and passed Senate, amended.
Nov. 17, House agreed to conference report.
Nov. 18, Senate agreed to conference report.

97 STAT. 1473

Public Law 98-215
98th Congress

An Act

Dec. 9, 1983
[H.R. 2968]

To authorize appropriations for fiscal year 1984 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System, and for other purposes.

Intelligence Authorization Act for Fiscal Year 1984.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Intelligence Authorization Act for Fiscal Year 1984".

TITLE I—INTELLIGENCE ACTIVITIES

AUTHORIZATION OF APPROPRIATIONS

SEC. 101. Funds are hereby authorized to be appropriated for fiscal year 1984 for the conduct of the intelligence and intelligence-related activities of the following elements of the United States Government:

(1) The Central Intelligence Agency.
(2) The Department of Defense.
(3) The Defense Intelligence Agency.
(4) The National Security Agency.
(5) The Department of the Army, the Department of the Navy, and the Department of the Air Force.
(6) The Department of State.
(7) The Department of the Treasury.
(8) The Department of Energy.
(9) The Federal Bureau of Investigation.
(10) The Drug Enforcement Administration.

CLASSIFIED SCHEDULE OF AUTHORIZATIONS

SEC. 102. The amounts authorized to be appropriated under section 101, and the authorized personnel ceilings as of September 30, 1984, for the conduct of the intelligence and intelligence-related activities of the elements listed in such section, are those specified in the classified Schedule of Authorizations prepared by the committee of conference to accompany H.R. 2968 of the Ninety-eighth Congress. That Schedule of Authorizations shall be made available to the Committees on Appropriations of the Senate and House of Representatives and to the President. The President shall provide for suitable distribution of the Schedule, or of appropriate portions of the Schedule within the executive branch.

Availability to congressional committees and President. Distribution.

CONGRESSIONAL NOTIFICATION OF EXPENDITURES IN EXCESS OF PROGRAM AUTHORIZATIONS

Reprograming or transfer authority.

SEC. 103. During fiscal year 1984, funds may not be made available for any intelligence or intelligence-related activity unless such funds have been specifically authorized for such activity or, in the case of

97 STAT. 1474

funds appropriated for a different activity, unless the Director of Central Intelligence or the Secretary of Defense has notified the appropriate committees of Congress of the intent to make such funds available for such activity, except that, in no case may reprograming or transfer authority be used by the Director of Central Intelligence or the Secretary of Defense unless for higher priority intelligence or intelligence-related activities, based on unforeseen requirements, than those for which funds were originally authorized, and in no case where the intelligence or intelligence-related activity for which funds were requested has been denied by Congress.

AUTHORIZATION OF APPROPRIATIONS FOR DESIGN AND CONSTRUCTION OF AN ADDITIONAL BUILDING AT THE CENTRAL INTELLIGENCE AGENCY HEADQUARTERS COMPOUND

SEC. 104. Of the amounts authorized to be appropriated under section 101(1), there is authorized to be appropriated the sum of $75,500,000 for the design and construction of a new building at the Central Intelligence Agency headquarters compound.

AUTHORITY FOR TRANSFER OF AUTHORIZED FUNDS OF THE CENTRAL INTELLIGENCE AGENCY TO THE STATE OF VIRGINIA

Highway improvements.

SEC. 105. Of the amounts authorized to be appropriated under section 101(1), the Central Intelligence Agency is authorized to transfer an amount not to exceed $3,000,000 to the State of Virginia for the design and construction of highway improvements associated with construction at the Central Intelligence Agency headquarters compound.

AUTHORIZATION OF APPROPRIATIONS FOR COUNTERTERRORISM ACTIVITIES OF THE FEDERAL BUREAU OF INVESTIGATION

SEC. 106. In addition to the amounts authorized to be appropriated under section 101(9), there is authorized to be appropriated for fiscal year 1984 the sum of $13,800,000 for the conduct of the activities of the Federal Bureau of Investigation to counter terrorism in the United States.

PERSONNEL CEILING ADJUSTMENTS

96 Stat. 1142, 1143.

Notification to congressional committees.

SEC. 107. The Director of Central Intelligence may authorize employment of civilian personnel in excess of the numbers authorized for the fiscal year 1983 under sections 102 and 202 of the Intelligence Authorization Act for fiscal year 1983 (Public Law 97-269) and in excess of the numbers authorized for the fiscal year 1984 under sections 102 and 202 of this Act when he determines that such action is necessary to the performance of important intelligence functions, except that such number may not, for any element of the Intelligence Community, exceed 2 per centum of the number of civilian personnel authorized under such sections for such element. The Director of Central Intelligence shall promptly notify the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate whenever he exercises the authority granted by this section.

LIMITATION ON COVERT ASSISTANCE FOR MILITARY OPERATIONS IN NICARAGUA

SEC. 108. During fiscal year 1984, not more than $24,000,000 of the funds available to the Central Intelligence Agency, the Department of Defense, or any other agency or entity of the United States involved in intelligence activities may be obligated or expended for the purpose or which would have the effect of supporting, directly or indirectly, military or paramilitary operations in Nicaragua by any nation, group, organization, movement, or individual.

CONGRESSIONAL FINDINGS

Nicaragua.

SEC. 109. (a) The Congress finds that—

(1) the Government of National Reconstruction of Nicaragua has failed to keep solemn promises, made to the Organization of American States in July 1979, to establish full respect for human rights and political liberties, hold early elections, preserve a private sector, permit political pluralism, and pursue a foreign policy of nonaggression and nonintervention;

(2) by providing military support (including arms, training, and logistical, command and control, and communications facilities) to groups seeking to overthrow the Government of El Salvador and other Central American governments, the Government of National Reconstruction of Nicaragua has violated article 18 of the Charter of the Organization of American States which declares that no state has the right to intervene, directly or indirectly, for any reason whatsoever, in the internal or external affairs of any other state;

2 UST 2394.

(3) the Government of Nicaragua should be held accountable before the Organization of American States for activities violative of promises made to the Organization and for violations of the Charter of that Organization; and

(4) working through the Organization of American States is the proper and most effective means of dealing with threats to the peace of Central America, of providing for common action in the event of aggression, and of providing the mechanisms for peaceful resolution of disputes among the countries of Central America.

(b) The President should seek a prompt reconvening of the Seventeenth Meeting of Consultation of Ministers of Foreign Affairs of the Organization of American States for the purpose of reevaluating the compliance by the Government of National Reconstruction of Nicaragua—

(1) with the commitments made by the leaders of that Government in July 1979 to the Organization of American States; and

(2) with the Charter of the Organization of American States.

(c) The President should vigorously seek actions by the Organization of American States that would provide for a full range of effective measures by the member states to bring about compliance by the Government of National Reconstruction of Nicaragua with those obligations, including verifiable agreements to halt the transfer of military equipment and to cease furnishing of military support facilities to groups seeking the violent overthrow of governments of countries in Central America.

(d) The President should use all diplomatic means at his disposal to encourage the Organization of American States to seek resolution of the conflicts in Central America based on the provisions of the Final Act of the San Jose Conference of October 1982, especially principles (d), (e), and (g), relating to nonintervention in the internal affairs of other countries, denying support for terrorist and subversive elements in other states, and international supervision of fully verifiable arrangements.

(e) The United States should support measures at the Organization of American States, as well as efforts of the Contadora Group, which seek to end support for terrorist, subversive, or other activities aimed at the violent overthrow of the governments of countries in Central America.

Report to Congress.

Recommendations.

(f) Not later than March 15, 1984, the President shall report to the Congress on the results of his efforts pursuant to this Act to achieve peace in Central America. Such report may include such recommendations as the President may consider appropriate for further United States actions to achieve this objective.

TITLE II—INTELLIGENCE COMMUNITY STAFF

AUTHORIZATION OF APPROPRIATIONS

SEC. 201. There is authorized to be appropriated for the Intelligence Community Staff for fiscal year 1984 the sum of $18,500,000.

AUTHORIZATION OF PERSONNEL END-STRENGTH

SEC. 202. (a) The Intelligence Community Staff is authorized two hundred and fifteen full-time personnel as of September 30, 1984.

Such personnel of the Intelligence Community Staff may be permanent employees of the Intelligence Community Staff or personnel detailed from other elements of the United States Government.

(b) During fiscal year 1984, personnel of the Intelligence Community Staff shall be selected so as to provide appropriate representation from elements of the United States Government engaged in intelligence and intelligence-related activities.

Personnel detail.

(c) During fiscal year 1984, any officer or employee of the United States or a member of the Armed Forces who is detailed to the Intelligence Community Staff from another element of the United States Government shall be detailed on a reimbursable basis, except that any such officer, employee or member may be detailed on a nonreimbursable basis for a period of less than one year for the performance of temporary functions as required by the Director of Central Intelligence.

INTELLIGENCE COMMUNITY STAFF ADMINISTERED IN SAME MANNER AS CENTRAL INTELLIGENCE AGENCY

96 Stat. 1154.

SEC. 203. During fiscal year 1984, activities and personnel of the Intelligence Community Staff shall be subject to the provisions of the National Security Act of 1947 (50 U.S.C. 401 et seq.) and the Central Intelligence Agency Act of 1949 (50 U.S.C. 403a–403n) in the same manner as activities and personnel of the Central Intelligence Agency.

TITLE III--CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM

AUTHORIZATION OF APPROPRIATIONS

SEC. 301. There is authorized to be appropriated for the Central Intelligence Agency Retirement and Disability Fund for fiscal year 1984 the sum of $86,300,000.

TITLE IV—ADMINISTRATIVE PROVISIONS RELATED TO THE CENTRAL INTELLIGENCE AGENCY AND THE INTELLIGENCE COMMUNITY STAFF

ELIGIBILITY FOR APPOINTMENT TO CERTAIN CENTRAL INTELLIGENCE AGENCY POSITIONS

Age limits.

SEC. 401. Section 5 of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403f) is amended by striking the last "and" in subsection (d), by striking the period at the end of subsection (e) and substituting in lieu thereof "; and", and by adding at the end thereof the following new subsection:

"(f) Determine and fix the minimum and maximum limits of age within which an original appointment may be made to an operational position within the Agency, notwithstanding the provision of any other law, in accordance with such criteria as the Director, in his discretion, may prescribe.".

ELIGIBILITY FOR INCENTIVE AWARDS

50 USC 403e-1.

SEC. 402. (a) The Director of Central Intelligence may exercise the authority granted in section 4503 of title 5, United States Code, with respect to Federal employees and members of the Armed Forces detailed or assigned to the Central Intelligence Agency or to the Intelligence Community Staff, in the same manner as such authority may be exercised with respect to the personnel of the Central Intelligence Agency and the Intelligence Community Staff.

(b) The authority granted by subsection (a) of this section may be exercised with respect to Federal employees or members of the

Armed Forces detailed or assigned to the Central Intelligence Agency or to the Intelligence Community Staff on or after a date five years before the date of enactment of this section.

APPOINTMENT OF DIRECTOR OF THE INTELLIGENCE COMMUNITY STAFF

SEC. 403. The National Security Act of 1947 (50 U.S.C. 401 et seq.) is amended by adding after section 102 the following new section:

"APPOINTMENT OF DIRECTOR OF INTELLIGENCE COMMUNITY STAFF

50 USC 403-1. "SEC. 102a. (1) If a commissioned officer of the Armed Forces is appointed as Director of the Intelligence Community Staff, such commissioned officer, while serving in such position—

"(A) shall not be subject to supervision, control, restriction, or prohibition by the Department of Defense or any component thereof; and

(B) shall not exercise, by reason of his status as a commissioned officer, any supervision, control, powers, or functions (other than as authorized as Director of the Intelligence Community Staff) with respect to any of the military or civilian personnel thereof.

97 STAT. 1478

"(2) Except as provided in subsection (1), the appointment of a commissioned officer of the Armed Forces to the position of Director of the Intelligence Community Staff, his acceptance of such appointment and his service in such position shall in no way affect his status, position, rank, or grade in the Armed Forces, or any emolument, perquisite, right, privilege, or benefit incident to or arising out of any such status, position, rank, or grade. Any such commissioned officer, while serving in the position of Director of the Intelligence Community Staff, shall continue to hold a rank and grade not lower than that in which he was serving at the time of his appointment to such position and to receive the military pay and allowances (including retired or retainer pay) payable to a commissioned officer of his grade and length of service for which the appropriate military department shall be reimbursed from any funds available to defray the expenses of the Intelligence Community Staff. In addition to any pay or allowance payable under the preceding sentence, such commissioned officer shall be paid by the Intelligence Community Staff, from funds available to defray the expenses of such staff, an annual compensation at a rate equal to the excess of the rate of compensation payable for such position over the annual rate of his military pay (including retired and retainer pay) and allowances.

"(3) Any commissioned officer to which subsection (1) applies, during the period of his service as Director of the Intelligence Community Staff, shall not be counted against the numbers and percentages of commissioned officers of the rank and grade of such officer authorized for the Armed Force of which he is a member, except that only one commissioned officer of the Armed Forces occupying the position of Director of Central Intelligence or Deputy Director of Central Intelligence as provided for in section 102, or the position of Director of the Intelligence Community Staff, under this section, shall be exempt from such numbers and percentage at any one time.". 50 USC 403.

TITLE V—ADMINISTRATIVE PROVISIONS RELATED TO THE DEFENSE INTELLIGENCE AGENCY

BENEFITS FOR CERTAIN EMPLOYEES OF THE DEFENSE INTELLIGENCE AGENCY

SEC. 501. (a) Title 10, United States Code, is amended by inserting after section 191 the following new section:

"§ 192. Benefits for certain employees of the Defense Intelligence Agency

10 USC 192.

"(a) The Director of the Defense Intelligence Agency, on behalf of the Secretary of Defense, may provide to military and civilian personnel of the Department of Defense who are United States nationals, who are assigned to Defense Attaché Offices and Defense Intelligence Agency Liaison Offices outside the United States, and who are designated by the Secretary of Defense for the purposes of this subsection, allowances and benefits comparable to those provided by the Secretary of State to officers and employees of the Foreign Service under paragraphs (2), (3), (4), (6), (7), (8), and (13) of section 901 and under sections 903, 705, and 2308 of the Foreign Service Act of 1980 (22 U.S.C. 4025; 22 U.S.C. 4081 (2), (3), (4), (6), (7), (8), and (13); 22 U.S.C. 4083; 5 U.S.C. 5924(4)).

97 STAT. 1479

"(b) The authority of the Director of the Defense Intelligence Agency, on behalf of the Secretary of Defense, to make payments under subsection (a) is effective for any fiscal year only to the extent that appropriated funds are available for such purpose.

"(c) Members of the Armed Forces may not receive benefits under both subsection (a) and title 37, United States Code, for the same purpose. The Secretary of Defense shall prescribe such regulations as may be necessary to carry out this subsection.

Regulations.

"(d) Regulations issued pursuant to subsection (a) shall be submitted to the Committee on Armed Services and the Permanent Select Committee on Intelligence of the House of Representatives and the Committee on Armed Services and the Select Committee on Intelligence of the Senate before such regulations take effect.".

Submittal to congressional committees.

(b) The table of sections at the beginning of chapter 8 of title 10, United States Code, is amended by inserting after Sec. 191 the following new item:

"192. Benefits for certain employees of the Defense Intelligence Agency.".

TITLE VI—GENERAL PROVISIONS

RESTRICTION OF CONDUCT OF INTELLIGENCE ACTIVITIES

SEC. 601. The authorization of appropriations by this Act shall not be deemed to constitute authority for the conduct of any intelligence activity which is not otherwise authorized by the Constitution or laws of the United States.

USC prec. title 1.

INCREASES IN EMPLOYEE BENEFITS AUTHORIZED BY LAW

SEC. 602. Appropriations authorized by this Act for salary, pay, retirement, and other benefits for Federal employees may be increased by such additional or supplemental amounts as may be necessary for increases in such benefits authorized by law.

Approved December 9, 1983.

LEGISLATIVE HISTORY—H.R. 2968 (S. 1230):

HOUSE REPORTS: No. 98-189, Pt. I (Comm. on Intelligence), Pt. II (Comm. on Armed Services), and No. 98-569 (Comm. of Conference).

SENATE REPORTS: No. 98-77 (Comm. on Intelligence) and No. 98-171 (Comm. on Armed Services) both accompanying S. 1230.

CONGRESSIONAL RECORD, Vol. 129 (1983):
Oct. 20, considered and passed House.
Nov. 3, S. 1230 considered in Senate; H.R. 2968 considered and passed Senate, amended, in lieu.
Nov. 18, House and Senate agreed to conference report.

Public Law 98-65
98th Congress

An Act

To amend the District of Columbia Self-Government and Governmental Reorganization Act to increase the amount authorized to be appropriated as the annual Federal payment to the District of Columbia.

Aug. 2, 1983
[H.R. 2637]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 502 of the District of Columbia Self-Government and Governmental Reorganization Act (D.C. Code, sec. 47-3406) is amended by striking out "and for the fiscal year ending September 30, 1983, and for each fiscal year ending after September 30, 1983, the sum of $361,000,000" in the first sentence and inserting in lieu thereof "for the fiscal year ending September 30, 1983, the sum of $361,000,000; and for the fiscal year ending September 30, 1984, and for each fiscal year ending after September 30, 1984, the sum of $386,000,000".

District of Columbia Self-Government and Governmental Reorganization Act, amendment.

Approved August 2, 1983.

LEGISLATIVE HISTORY—H.R. 2637 (S. 1010):

HOUSE REPORT No. 98-100 (Comm. on the District of Columbia).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 27, considered and passed House.
July 20, considered and passed Senate.

Public Law 98-79
98th Congress

97 STAT. 476

An Act

To provide additional authority for the consolidation of student loans and to make certain other changes in Federal student financial assistance.

Aug. 15, 1983
[H.R. 3394]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Student Loan Consolidation and Technical Amendments Act of 1983".

Student Loan Consolidation and Technical Amendments Act of 1983.
20 USC 1001 note.

EXTENSION OF EXISTING STUDENT LOAN CONSOLIDATION AUTHORITY

SEC. 2. Section 439(o) of the Higher Education Act of 1965 (hereafter in this Act referred to as "the Act") is amended by striking out "on August 1, 1983" in paragraph (5) and inserting in lieu thereof "on November 1, 1983".

96 Stat. 1405.
20 USC 1087-2.

DISCLOSURE OF INFORMATION TO STUDENT BORROWERS

SEC. 3. (a) Section 433A of the Act is amended to read as follows:

20 USC 1083a.

"STUDENT LOAN INFORMATION BY ELIGIBLE LENDERS

"SEC. 433A. (a) Each eligible lender shall, at or prior to the time such lender disburses a loan to a borrower which is insured or guaranteed under this part, provide thorough and accurate loan information on such loan to the borrower. Any disclosure required by this subsection may be made by an eligible lender as part of the written application material provided to the borrower, or as part of the promissory note evidencing the loan, or on a separate written form provided to the borrower. The disclosures shall include—

Information disclosure.

"(1) the name of the eligible lender, and the address to which communications and payments should be sent;

"(2) the principal amount of the loan;

"(3) the amount of any charges, such as the origination fee and insurance premium, collected by the lender at or prior to the disbursal of the loan and whether such charges are deducted from the proceeds of the loan or paid separately by the borrower;

"(4) the stated interest rate on the loan;

"(5) the yearly and cumulative maximum amounts that may be borrowed;

"(6) an explanation of when repayment of the loan will be required and when the borrower will be obligated to pay interest that accrues on the loan;

"(7) a statement as to the minimum and maximum repayment term which the lender may impose, and the minimum annual payment required by law;

"(8) an explanation of any special options the borrower may have for loan consolidation or other refinancing of the loan;

97 STAT. 477

"(9) a statement that the borrower has the right to prepay all or part of the loan, at any time, without penalty, a statement summarizing circumstances in which repayment of the loan or interest that accrues on the loan may be deferred, and a brief notice of the program for repayment of loans, on the basis of military service, pursuant to section 902 of the Department of Defense Authorization Act, 1981 (10 U.S.C. 2141, note);

10 USC 2141 note.

"(10) a definition of default and the consequences to the borrower if the borrower defaults, including a statement that the default may be reported to a credit bureau or credit reporting agency;

"(11) to the extent practicable, the effect of accepting the loan on the eligibility of the borrower for other forms of student assistance; and

"(12) an explanation of any cost the borrower may incur in the making or collection of the loan.

Information disclosure.

"(b) Each eligible lender shall, at or prior to the start of the repayment period of the student borrower on loans made, insured, or guaranteed under this part, disclose to the borrower the information required under this subsection. Any disclosure required by this subsection may be made by an eligible lender either in a promissory note evidencing the loan or loans or in a written statement provided to the borrower. The disclosures shall include:

"(1) the name of the eligible lender, and the address to which communications and payments should be sent;

"(2) the scheduled date upon which the repayment period is to begin;

"(3) the estimated balance owed by the borrower on the loan or loans covered by the disclosure as of the scheduled date on which the repayment period is to begin (including, if applicable, the estimated amount of interest to be capitalized);

"(4) the stated interest rate on the loan or loans, or the combined interest rate of loans with different stated interest rates;

"(5) the nature of any fees which may accrue or be charged to the borrower during the repayment period;

"(6) the repayment schedule for all loans covered by the disclosure including the date the first installment is due, and the number, amount, and frequency of required payments;

"(7) an explanation of any special options the borrower may have for loan consolidation or other refinancing of the loan;

"(8) the projected total of interest charges which the borrower will pay on the loan or loans, assuming that the borrower makes payments exactly in accordance with the repayment schedule; and

"(9) a statement that the borrower has the right to prepay all or part of the loan or loans covered by the disclosure at any time without penalty.

Loan repayment, obligation.

"(c) Such information shall be available without cost to the borrower. The failure of an eligible lender to provide information as required by this section shall not (1) relieve a borrower of the obligation to repay a loan in accordance with its terms, (2) provide a basis for a claim for civil damages, or (3) be deemed to abrogate the obligation of the Secretary under a contract of insurance or reinsurance, or the obligation of a State or nonprofit private agency or organization which has an agreement with the Secretary under section 428(b) under a contract of guaranty. The Secretary may limit, suspend, or terminate the continued participation of an eligible lender in making loans under this part for failure by that lender to comply with this section.".

20 USC 1078.

97 STAT. 478

20 USC 1087cc-1.

(b) Section 463A of the Act is amended to read as follows:

"STUDENT LOAN INFORMATION BY ELIGIBLE INSTITUTIONS

20 USC 1087cc.

"Sec. 463A. (a) Each institution of higher education, in order to carry out the provisions of section 463(a)(8), shall, at or prior to the time such institution makes a loan to a student borrower which is made under this part, provide thorough and adequate loan information on such loan to the student borrower. Any disclosure required by this subsection may be made by an institution of higher education as part of the written application material provided to the borrower, or as part of the promissory note evidencing the loan, or on a separate written form provided to the borrower. The disclosures shall include:

Information disclosure.

"(1) the name of the institution of higher education, and the address to which communications and payments should be sent;

"(2) the principal amount of the loan;

"(3) the amount of any charges collected by the institution at or prior to the disbursal of the loan and whether such charges are deducted from the proceeds of the loan or paid separately by the borrower;

"(4) the stated interest rate on the loan;

"(5) the yearly and cumulative maximum amounts that may be borrowed;

"(6) an explanation of when repayment of the loan will be required and when the borrower will be obligated to pay interest that accrues on the loan;

"(7) a statement as to the minimum and maximum repayment term which the institution may impose, and the minimum monthly payment required by law;

"(8) an explanation of any special options the borrower may have for loan consolidation or other refinancing of the loan;

"(9) a statement that the borrower has the right to prepay all or part of the loan, at any time, without penalty, a statement summarizing circumstances in which repayment of the loan or interest that accrues on the loan may be deferred, and a brief notice of the program for repayment of loans, on the basis of military service, pursuant to section 902 of the Department of Defense Authorization Act, 1981 (10 U.S.C. 2141, note);

10 USC 2141 note.

"(10) a definition of default and the consequences to the borrower if the borrower defaults, including a statement that the default may be reported to a credit bureau or credit reporting agency;

"(11) to the extent practicable, in effect of accepting the loan on the eligibility of the borrower for other forms of student assistance; and

"(12) an explanation of any cost the borrower may incur in the making or collection of the loan.

"(b) Each institution of higher education shall enter into an agreement with the Secretary under which the institution will, prior to the start of the repayment period of the student borrower on loans made under this part, disclose to the student borrower the information required under this subsection. Any disclosures required by this subsection may be made by an institution of higher education either in a promissory note evidencing the loan or loans or in a written statement provided to the borrower. The disclosures shall include—

97 STAT. 479

Information disclosure.

"(1) the name of the institution of higher education, and the address to which communications and payments should be sent;

"(2) the scheduled date upon which the repayment period is to begin;

"(3) the estimated balance owed by the borrower on the loan or loans covered by the disclosure as of the scheduled date on which the repayment period is to begin (including, if applicable, the estimated amount of interest to be capitalized);

"(4) the stated interest rate on the loan or loans, or the combined interest rate of loans with different stated interest rates;

"(5) the nature of any fees which may accrue or be charged to the borrower during the repayment period;

"(6) the repayment schedule for all loans covered by the disclosure including the date the first installment is due, and the number, amount, and frequency of required payments;

"(7) an explanation of any special options the borrower may have for loan consolidation or other refinancing of the loan;

"(8) the projected total of interest charges which the borrower will pay on the loan or loans, assuming that the borrower makes payments exactly in accordance with the repayment schedule; and

"(9) a statement that the borrower has the right to prepay all or part of the loan or loans covered by the disclosure at any time without penalty.

Loan repayment, obligation.

"(c) Such information shall be available without cost to the borrower. The failure of an eligible institution to provide information as required by this section shall not (1) relieve a borrower of the obligation to repay a loan in accordance with its terms, (2) provide a basis for a claim for civil damages, or (3) be deemed to abrogate the obligation of the Secretary to make payments with respect to such loan.".

STUDENT FINANCIAL ASSISTANCE TECHNICAL AMENDMENT ACT OF 1982 REVISIONS

96 Stat. 1400.

SEC. 4. (a) The Student Financial Assistance Technical Amendments of 1982 is amended by striking out section 3 through 6 and inserting in lieu thereof the following:

"COST OF ATTENDANCE

20 USC 1070a note.

"SEC. 3. (a) Except as provided in subsection (b), but notwithstanding any other provision of law, the cost of attendance criteria used for calculating eligibility for and the amount of Pell Grants for academic years 1983-1984, and 1984-1985, shall be the same as those criteria in effect for academic year 1982-1983.

"(b) The cost of attendance allowance for room and board for students not residing at home or in institutionally owned or operated housing for the academic year 1984-1985 shall be a standard amount determined by the institution of higher education based on the expenses reasonably incurred by such student for room and board, which shall be at least $1,100 but not more than $1,600.

97 STAT. 480

"SEPARATION OF PELL GRANT FAMILY CONTRIBUTION SCHEDULE FROM CAMPUS-BASED PROGRAMS

20 USC 1089 note.

"SEC. 4. The Secretary of Education shall establish or approve separate systems of need analysis for the academic years 1983-1984, 1984-1985, and 1985-1986 for the programs authorized under subpart 2 of part A, part C, and part E of title IV of the Higher Education Act of 1965.

20 USC 1070b; 42 USC 2751; 20 USC 1088.

"PELL GRANT FAMILY CONTRIBUTION SCHEDULES FOR ACADEMIC YEARS 1984-1985 AND 1985-1986

20 USC 1070a note.

20 USC 1070a.

"SEC. 5. (a) Except as provided in subsections (b) and (c), the family contribution schedule for academic year 1983-1984 for Pell Grants under subpart 1 of part A of title IV of the Higher Education Act of 1965 shall be the family contribution schedule for such grants for each of the academic years 1984-1985 and 1985-1986.

"(b)(1) Each of the amounts allowed as an offset for family size for dependent and independent students in the family contribution schedule for each of the academic years 1984-1985 and 1985-1986 shall be computed by increasing (or decreasing) the comparable amount (for the same family size) in the family contribution schedule for the preceding academic year (as set by this section) by a percentage equal to the percentage increase (or decrease) in the Consumer Price Index for Wage Earners and Clerical Workers published by the Department of Labor, and rounding the result to the nearest $100.

"(2) For purposes of paragraph (1) of this subsection, the percentage increase (or decrease) in the Consumer Price Index for Wage Earners and Clerical Workers is the change, expressed as a per centum, between the arithmetic mean of such index—

"(A) for the period from October 1, 1981, through September 30, 1982, and the arithmetic mean of such index for the period from October 1, 1982, through September 30, 1983, in the case of the academic year 1984-1985; and

"(B) for the period from October 1, 1982, through September 30, 1983, and the arithmetic mean of such index for the period from October 1, 1983, through September 30, 1984, in the case of the academic year 1985-1986.

Publication in Federal Register.

"(3) The Secretary of Education shall publish in the Federal Register the changes in amounts allowed as an offset for family size as a consequence of the requirements of this subsection immediately after publication by the Secretary of Labor of the Consumer Price Index for September 1983 (with respect to academic year 1984-1985) and immediately after such publication for September 1984 (with respect to academic year 1985-1986).

"(c) For purposes of subsection (a), the family contribution schedule for academic year 1983-1984 shall be modified by the Secretary of Education for use for each of academic years 1984-1985 and 1985-1986—

"(1) to reflect the most recent and relevant data, and

"(2) to comply with section 482(b)(3) of the Higher Education Act of 1965 with respect to the treatment of payments under title 38 of the United States Code.

20 USC 1089.

Publication in Federal Register.

"(d) The modified family contribution schedule under this section shall be published in the Federal Register—

"(1) not later than fifteen days after the date of enactment of the Student Loan Consolidation and Technical Amendments Act of 1983 for academic year 1984-1985; and

Ante, p. 476.

"(2) not later than April 1, 1984, for academic year 1985-1986.

97 STAT. 481

"INDEPENDENT STUDENT DETERMINATION

20 USC 1089 note.

"SEC. 6. Notwithstanding any rule or regulation, the criteria for the determination of independent student status, prescribed under section 482(c)(2) of the Higher Education Act of 1965, in effect for academic year 1982-1983 shall be the criteria for such determinations for each of the academic years 1983-1984, 1984-1985, and 1985-1986.".

20 USC 1089.

96 Stat. 1403.
20 USC 1078 note.

(b) Section 9 of such Act is amended—

(1) by inserting "from July 1, 1984, through June 30, 1985, and from July 1, 1985, through June 30, 1986," after "June 30, 1984," in subsection (a);

(2) by striking out "the period of instruction from July 1, 1983, through June 30, 1984," in subsection (b) and inserting in lieu thereof "each of the periods of instruction (beginning after June 30, 1983) described in subsection (a)"; and

(3) by striking out subsection (c) and inserting in lieu thereof the following:

"(c) The modified family contribution schedule under this section shall be submitted not later than—

"(1) April 1, 1983, for the period of instruction from July 1, 1983, through June 30, 1984;

"(2) April 1, 1984, for the period of instruction from July 1, 1984, through June 30, 1985; and

"(3) April 1, 1985, for the period of instruction from July 1, 1985, through June 30, 1986,

and shall otherwise be subject to the provisions of section 482(a) of the Higher Education Act of 1965.".

20 USC 1089.

CLARIFICATION OF APPLICABILITY OF 8 PER CENTUM RATE

20 USC 1077a.

Sec. 5. (a) Section 427A(a) of the Act is amended—

(1) by striking out "other than" and all that follows through "this subsection" in paragraph (1) and inserting in lieu thereof "for which the interest rate does not exceed 7 per centum";

(2) by striking out "any loan made, insured" and all that follows through "this paragraph" in paragraph (2) and inserting in lieu thereof "any loan described in paragraph (1) or any loan for which the interest rate is determined under paragraph (1)"; and

(3) by striking out paragraph (3) and inserting in lieu thereof the following:

"(3) be 8 per centum per annum on the unpaid principal balance of the loan for a loan to cover the cost of education for any period of enrollment beginning on or after a date which is three months after a determination made under subsection (b) in the case of any borrower who, on the date of entering into the note or other written evidence of the loan, has no outstanding balance of principal or interest on any loan for which the interest rate is determined under paragraph (1) or (2) of this subsection.".

97 STAT. 482

20 USC 1077a.

(b)(1) Section 427A of the Act is further amended by adding at the end thereof the following new subsection:

"(e) For the purposes of subsection (a) of this section—

"Period of instruction."

"(1) the term 'period of instruction' shall, at the discretion of the lender, be any academic year, semester, trimester, quarter, or other academic period; or shall be the period for which the loan is made as determined by the institution of higher education; and

"Period of enrollment."

"(2) the term 'period of enrollment' shall be the period for which the loan is made as determined by the institution of higher education and shall coincide with academic terms such as academic year, semester, trimester, quarter, or other academic period as defined by such institution.".

20 USC 1077a note.
20 USC 1077a.

(2) The amendment made by this subsection shall be effective as if enacted as part of the amendment made by section 415(a)(1) of the Education Amendments of 1980.

NONDISCRIMINATION

20 USC 1071.

Sec. 6. Section 421 of the Act is amended—

(1) by inserting "; NONDISCRIMINATION;" after "STATEMENT OF PURPOSE" in the heading of such section;

(2) by inserting "(1)" after "Sec. 421. (a)"; and

(3) by inserting before subsection (b) the following new paragraph:

"(2) No institution, bank, credit union, corporation, or other lender who regularly extends, renews, or continues credit or provides insurance under this part shall exclude from receipt or deny the benefits of, or discriminate against any borrower or applicant in obtaining, such credit or insurance on the basis of race, national origin, religion, sex or marital status, age, or handicapped status.".

RESTRICTION ON SPECIAL ALLOWANCES

20 USC 1087-1.

Sec. 7. (a) Section 438 of the Act is amended by redesignating subsection (d) as subsection (e) and inserting before such subsection the following:

26 USC 1 *et seq.*
Plans.

"(d)(1) In order for the holders of loans which were made or purchased with funds obtained by the holder from an Authority issuing obligations, the income from which is exempt from taxation under the Internal Revenue Code of 1954, to be eligible to receive a special allowance under subsection (b)(2) of this section, the Authority shall submit to the Secretary a plan for doing business. The

Secretary shall approve or disapprove such plan within thirty days after the date of its submission. Each such plan shall contain provisions designed to assure that—

"(A) no eligible lender in the area served by the Authority will be excluded from participation in the program of the Authority and all eligible lenders may participate in the program on the same terms and conditions if eligible lenders are going to participate in the program;

"(B) no director or staff member of the Authority who receives compensation from the Authority may own stock in, or receive compensation from, any agency that would contract to service and collect the loans of the Authority;

"(C) student loans will not be purchased from participating lenders at a premium or discount amounting to more than 1 per centum of the unpaid principal amount borrowed plus accrued interest to the date of acquisition, but a reasonable loan transfer fee may be paid by the purchaser;

"(D) the Authority will, within the limit of funds available and subject to the applicable State and Federal law, make loans to, or purchase loans incurred by, all eligible students who are residents of, or who attend an eligible institution within, the area served by the Authority;

"(E) the Authority has a plan under which the Authority will pursue the development of new lender participation in a continuing program of benefits to students together with assurances of existing lender commitments to the program;

"(F) there will be an annual audit of the Authority by a certified public accounting firm which will include review of compliance by the Authority with the provisions of the plan; and

"(G) the Authority will not issue obligations for amounts in excess of the reasonable needs for student loan credit within the area served by the Authority, after taking into account existing sources of student loan credit in that area.

"(2) In order for the holders of loans which were made or purchased with funds obtained by the holder from an Authority issuing obligations, the income from which is exempt from taxation under the Internal Revenue Code of 1954, to be eligible to receive a special allowance under subsection (b)(2) of this section on any such loans, the Authority shall not engage in any pattern or practice which results in a denial of a borrower's access to loans under this part because of the borrower's race, sex, color, religion, national origin, age, handicapped status, income, attendance at a particular eligible institution within the area served by the Authority, length of the borrower's educational program, or the borrower's academic year in school.".

26 USC 1 *et seq.*

(b) Section 420(b) of the Education Amendments of 1980 is repealed.

20 USC 1087-1a.

(c) Section 438(b)(2)(B)(iii) of the Act is amended by striking out "section 420(b) of the Education Amendments of 1980" and inserting in lieu thereof "subsection (d) of this section".

20 USC 1087-1.

(d) Until two years after the date of enactment of this Act, section 438(d)(2) of the Act (as added by subsection (a) of this section) shall not operate to prevent the payment of special allowances on loans described in such section 438(d)(2) because an Authority described in such section denies access to loans under part B of title IV of the Act to students in attendance at particular institutions with specified high default rates on such loans, if such denial is pursuant to a rule of such Authority adopted prior to August 1, 1983.

20 USC 1087-1 note.

20 USC 1071.

STUDENT LOAN MARKETING ASSOCIATION

SEC. 8. Section 439(l) of the Act is amended by striking out "September 30, 1984" and inserting in lieu thereof "September 30, 1988".

96 Stat. 1405.
20 USC 1087-2.

97 STAT. 484

ADMINISTRATIVE COSTS

20 USC 1078 note.
20 USC 1078.

SEC. 9. The amendments made by section 417(c) of the Education Amendments of 1980 shall be effective as if enacted as part of the amendment made by section 127(a) of the Education Amendments of 1976.

20 USC prec. 1071, 1071-1078, 1078-1, 1079-1087, 1087-1, 1087-2.

REPAYMENT STATUS

20 USC 1077.

SEC. 10. Section 427(a)(2)(B) of the Act is amended by striking out "six months after the date on which" and inserting in lieu thereof "six months after the month in which".

20 USC 1078.

(b) Section 428(b)(1)(E) of the Act is amended—

(1) by inserting "the month in which" after "ten years beginning six months after"; and

(2) in clause (i), by inserting "the month in which" after "not earlier than six months after".

20 USC 1077 note.
20 USC 1071.

(c) The amendments made by this section shall be effective with respect to any loan under part B of title IV of the Act on which repayment has not commenced prior to the date of enactment of this Act.

NATIONAL COMMISSION ON STUDENT FINANCIAL ASSISTANCE

20 USC 1098.

SEC. 11. Section 491(d)(3) of the Act is amended by striking out "90 days following the submission of its final report" and inserting in lieu thereof "on November 1, 1983".

DEFERMENTS OF AUXILIARY LOANS

20 USC 1078-2.

SEC. 12. Section 428B(a)(1) of the Act is amended by inserting before the period at the end of the second sentence the following: ", but such a parent borrower shall not be eligible for any deferment pursuant to section 427(a)(2)(C) or 428(b)(1)(M)".

Approved August 15, 1983.

LEGISLATIVE HISTORY—H.R. 3394:

HOUSE REPORT No. 98-324 (Comm. on Education and Labor).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Aug. 1, considered and passed House.
  Aug. 2, considered and passed Senate, amended.
  Aug. 3, House concurred in Senate amendments.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 33 (1983):
  Aug. 16, Presidential statement.

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97 STAT. 708

Public Law 98-95
98th Congress

An Act

Sept. 26, 1983
[S. 1872]

To increase endowment funds for eligible individuals under part C of title III of the Higher Education Act of 1965.

Challenge Grant Amendments of 1983.
20 USC 1001 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Challenge Grant Amendments of 1983".

SEC. 2. Part C of title III of the Higher Education Act of 1965 (hereinafter in this Act referred to as "the Act") is amended by adding after section 332 the following new section:

"ENDOWMENT GRANTS

20 USC 1065a.

"SEC. 333. (a)(1) The purpose of this section is to establish a program to provide matching grants to eligible institutions of higher education in order to establish or increase endowment funds at such institutions, to provide additional incentives to promote fundraising activities by such institutions, and to foster increased independence and self-sufficiency at such institutions.

"(2) For purposes of this section:

Definitions.

"(A) The term 'endowment fund' means a fund established by State law, by an institution of higher education, or by a foundation which is exempt from taxation and is maintained for the purpose of generating income for the support of the institution, but which shall not include real estate.

"(B) The term 'endowment fund corpus' means an amount equal to the grant or grants awarded under this section plus an amount equal to such grant or grants provided by the institution.

"(C) The term 'endowment fund income' means an amount equal to the total value of the endowment fund established under this section minus the endowment fund corpus.

Post, p. 711.

"(b)(1) From sums available for this section under section 347, the Secretary is authorized to award endowment grants to eligible institutions of higher education to establish or increase an endowment fund at such institution. Such grants shall be made only to eligible institutions described in paragraph (4) whose applications have been approved pursuant to subsection (g).

Matching funds requirement.

"(2) No institution shall receive a grant under this section, unless such institution has deposited in its endowment fund established under this section an amount equal to the amount of such grant. The source of funds for this institutional match shall not include Federal funds or funds from an existing endowment fund.

Grant period.

"(3)(A) The period of a grant under this section shall be not more than twenty years.

"(B) During the grant period, an institution may not withdraw or expend any of the endowment fund corpus.

"(C) After the termination of the grant period, an institution may use the endowment fund corpus plus any endowment fund income for any educational purpose.

Eligibility.

20 USC 1064.

"(4)(A) An institution of higher education is eligible to receive a grant under this section if it is an eligible institution as described in section 331(a)(1).

"(B) No institution shall be ineligible for an endowment grant for a fiscal year by reason of the previous receipt of such a grant, but no institution shall be eligible to receive such a grant for more than two fiscal years out of any period of five consecutive fiscal years.

"(5) An endowment grant under this section to an eligible institution year shall—

"(A) not be less than $50,000 for any fiscal year; and

"(B) not be more than (i) $250,000 for fiscal year 1984; or (ii) $500,000 for fiscal year 1985 or any succeeding fiscal year.

"(6)(A) An eligible institution may designate a foundation, which was established for the purpose of raising money for the institution, as the recipient of the grant awarded under this section.

"(B) The Secretary shall not award a grant to a foundation on behalf of an institution unless—

"(i) the institution assures the Secretary that the foundation is legally authorized to receive the endowment fund corpus and is legally authorized to administer the fund in accordance with this section and any implementing regulations;

"(ii) the foundation agrees to administer the fund in accordance with the requirements of this section and any implementing regulation; and

"(iii) the institution agrees to be liable for any violation by the foundation of the provisions of this section and any implementing regulations, including any monetary liability that may arise as a result of such violation.

Agreement with Secretary.

"(c)(1) An institution awarded a grant under this section shall enter into an agreement with the Secretary containing satisfactory assurances that it will (A) immediately comply with the matching requirements of subsection (b)(2), (B) establish an endowment fund independent of any other such fund of the institution, (C) invest the endowment fund corpus, and (D) meet the other requirements of this section.

Investment requirements.

"(2)(A) An institution shall invest the endowment fund corpus and endowment fund income in low-risk securities in which a regulated insurance company may invest under the law of the State in which the institution is located such as a federally insured bank savings account or comparable interest bearing account, certificate of deposit, money market fund, mutual fund, or obligations of the United States.

"(B) The institution, in investing the endowment fund established under this section, shall exercise the judgment and care, under the circumstances then prevailing, which a person of prudence, discretion, and intelligence would exercise in the management of his own affairs.

"(3)(A) An institution may withdraw and expend the endowment fund income to defray any expenses necessary to the operation of such college, including expenses of operations and maintenance, administration, academic and support personnel, construction and renovation, community and student services programs, and technical assistance.

"(B)(i) Except as provided in clause (ii), an institution may not spend more than 50 per centum of the total aggregate endowment fund income earned prior to the time of expenditure.

97 STAT. 710

"(ii) The Secretary may permit an institution to spend more than 50 per centum of the endowment fund income notwithstanding clause (i) if the institution demonstrates such an expenditure is necessary because of (I) a financial emergency, such as a pending insolvency or temporary liquidity problem; (II) a life-threatening situation occasioned by a natural disaster or arson; or (III) another unusual occurrence or exigent circumstance.

Repayment.

"(d)(1) If at any time an institution withdraws part of the endowment fund corpus, it shall repay to the Secretary an amount equal to 50 per centum of the withdrawn amount, which represents the Federal share, plus income earned thereon. The Secretary may use such repaid funds to make additional endowment grants, or to increase existing endowment grants, to other eligible institutions.

"(2) If an institution expends more of the endowment fund income than is permitted under subsection (c), the grantee shall repay the Secretary an amount equal to 50 per centum of the amount improperly expended (representing the Federal share thereof). The Secretary may use such repaid fund to make additional endowment grants, or to increase existing endowment grants, to other eligible institutions.

Audit and examination.

"(e) An institution receiving a grant under this section shall provide to the Secretary (or his designee) such information (or access thereto) as may be necessary to audit or examine expenditures made from the endowment fund corpus or income in order to determine compliance with this section.

Priority consideration.

"(f) In selecting eligible institutions for grants under this section for any fiscal year, the Secretary shall—

20 USC 1057, 1060.

"(1) give priority to an applicant which is a recipient of a grant made under part A or B of this title during the academic year in which the applicant is applying for a grant under this section; and

"(2) give priority to an applicant with a greater need for such a grant, based on the current market value of the applicant's existing endowment in relation to the number of full-time equivalent students enrolled at such institution;

"(3) consider—

"(A) the effort made by the applicant to build or maintain its existing endowment fund; and

"(B) the degree to which an applicant proposes to match the grant with nongovernmental funds.

Application.

"(g) Any institution which is eligible for assistance under this section may submit to the Secretary a grant application at such time, in such form, and containing such information as the Secretary may prescribe. Subject to the availability of appropriations to carry out this section and consistent with the requirement of subsection (f), the Secretary may approve an application for a grant if an institution, in its application, provides adequate assurances that it will comply with the requirements of this section.

Grant termination and recovery.

"(h)(1) After notice and an opportunity for a hearing, the Secretary may terminate and recover a grant awarded under this section if the grantee institution—

"(A) expends portions of the endowment fund corpus or expends more than the permissible amount of the endowment funds income as prescribed in subsection (c)(3);

"(B) fails to invest the endowment fund in accordance with the investment standards set forth in subsection (c)(2); or

97 STAT. 711

"(C) fails to properly account to the Secretary concerning the investment and expenditures of the endowment funds.

"(2) If the Secretary terminates a grant under paragraph (1), the grantee shall return to the Secretary an amount equal to the sum of the original grant or grants under this section plus income earned thereon. The Secretary may use such repaid funds to make additional endowment grants, or to increase existing endowment grants, to other eligible institutions.".

20 USC 1069c.

SEC. 3. Section 347 of the Act is amended—

(1) by inserting after the period at the end of subsection (a)(2) the following: "Of the amount appropriated for such part for fiscal year 1984, 20 per centum shall be available for grants under section 333 of such part, and of the amount appropriated for such part for fiscal year 1985, 100 per centum shall be available for grants under such section"; and

Ante, p. 708.

(2) by adding at the end thereof the following new subsection:

Fund reserve.
20 USC 1060.
20 USC 1063.

"(f) For each fiscal year, the Secretary may reserve from the appropriation for part B not more than an amount equal to the aggregate amount grantees receiving grants under part B would contribute under section 324 to the cost of the grants in that fiscal year, assuming the grant amounts remain the same as those received in the prior fiscal year, and may use those funds to award grants to eligible institutions under section 333. In reserving and awarding such funds, the Secretary shall assure that funds that would have been reserved under part B for the institutions described in subsection (c) or (e) shall continue to be set aside under section 333 for those institutions.".

Ante, p. 708.

20 USC 1069c note.

SEC. 4. (a) Section 516(c) of the Omnibus Education Reconciliation Act of 1981 is amended by striking out paragraph (1) and inserting in lieu thereof the following:

20 USC 1051.

"(1) The total amount of appropriations to carry out title III of the Higher Education Act of 1965 shall not exceed $134,416,000 for fiscal year 1984.".

20 USC 123 note.

(b) Section 503 of such Act is amended by striking out "1982, 1983, and 1984" and inserting in lieu thereof "1982 and 1983 and $159,700,000 for fiscal year 1984".

20 USC 1132a-1 note.
20 USC 1132b, 1132c.

(c) Notwithstanding section 516(g) of such Act, there are authorized to be appropriated such sums as may be necessary to carry out parts A and B of title VII of the Higher Education Act of 1965.

20 USC 1132c.
Ante, p. 301.
20 USC 1132c.
20 USC 1132b-2.

(d) Subsections (a)(2), (b), and (c) of section 721 of the Higher Education Act of 1965 shall not apply to funds appropriated by Public Law 98-63 for part B of title VII of the Higher Education Act of 1965. Such funds shall be used in accordance with section 713(g) of such Act and distributed in accordance with the statement of the managers pertaining to the appropriation of such funds, as contained in the conference report on Public Law 98-63 (H. Rep. 98-308, p. 53).

97 STAT. 712

Approved September 26, 1983.

LEGISLATIVE HISTORY—S. 1872 (H.R. 2144):

HOUSE REPORT No. 98-76 accompanying H.R. 2144 (Comm. on Education and Labor).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Sept. 22, considered and passed Senate.
Sept. 26, considered and passed House.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 39 (1983):
Sept. 26, Presidential statement.

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97 STAT. 1335

Public Law 98-192
98th Congress

An Act

Dec. 1, 1983
[S. 726]

To amend and extend the Tribally Controlled Community College Assistance Act of 1978, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Tribally Controlled Community College Assistance Act of 1978, amendment. 25 USC 1801.

SECTION 1. The matter preceding title I of the Tribally Controlled Community College Assistance Act of 1978 (92 Stat. 1325) (hereafter in this Act referred to as the "Act") is amended—

(1) by striking out "DEFINITIONS" and inserting in lieu thereof the following:

"DEFINITIONS

25 USC 1801.

"SEC. 2. (a) For purposes of this Act, the term—";

(2) by striking out "and is eligible to receive services from the Secretary of the Interior" in paragraph (1);

(3) by inserting before the semicolon at the end of paragraph (5) thereof the following: "and the reference to Secretary in clause (5)(A) of such section shall be deemed to refer to the Secretary of the Interior"; and

(4) by striking out paragraph (7) and inserting in lieu thereof the following:

"Indian student count."

"(7) 'Indian student count' means a number equal to the total number of Indian students enrolled in each tribally controlled community college, determined in a manner consistent with subsection (b) of this section on the basis of the quotient of the sum of the credit hours of all Indian students so enrolled, divided by twelve.

"(b) The following conditions shall apply for the purpose of determining the Indian student count pursuant to paragraph (7) of subsection (a):

"(1) Such number shall be calculated on the basis of the registrations of Indian students as in effect at the conclusion of the third week of each academic term.

Credits.

"(2) Credits earned in classes offered during a summer term shall be counted toward the computation of the Indian student count in the succeeding fall term.

"(3) Indian students earning credits in any continuing education program of a tribally controlled community college shall be included in determining the sum of all credit hours.

"(4) Credits earned in a continuing education program shall be converted to a credit-hour basis in accordance with the tribally controlled community college's system for providing credit for participation in such program.

"(5) No credit hours earned by an Indian student who is not making satisfactory progress toward a degree or certificate, in accordance with the standards and practices of the appropriate accrediting agency or the institution at which the student is in attendance, shall be taken into account.".

25 USC 1802.
97 STAT. 1336

SEC. 2. Section 101 of the Act is amended by inserting immediately before the period at the end thereof the following: ", and to allow for the improvement and expansion of the physical resources of such institutions".

25 USC 1803.

SEC. 3. (a) Section 102 of the Act is amended—

(1) by striking out "is authorized to" in subsection (a) and inserting in lieu thereof "shall, subject to appropriations,"; and

(2) by striking out "to defray the expense of activities related to education programs for Indian students" in subsection (b) and inserting in lieu thereof "to defray, at the determination of the tribally controlled community college, expenditures for academic, educational, and administrative purposes and for the operation and maintenance of the college".

25 USC 1807.

(b) Section 106(a) of the Act is amended by inserting after the second sentence the following new sentence: "Such application shall include a description of recordkeeping procedures for the expenditure of funds received under this Act which will allow the Secretary to audit and monitor programs conducted with such funds.".

SEC. 4. (a) The Act is amended—

25 USC 1805–1815.

(1) by redesignating sections 104 through 114 as sections 105 through 115, respectively; and

(2) by inserting after section 103 the following new section:

"PLANNING GRANTS

25 USC 1804a.

"SEC. 104. (a) The Secretary shall establish a program in accordance with this section to make grants to tribes and tribal entities (1) to conduct planning activities for the purpose of developing proposals for the establishment of tribally controlled community colleges, or (2) to determine the need and potential for the establishment of such colleges.

Regulations.
Applications, submission and review.

"(b) The Secretary shall establish, by regulation, procedures for the submission and review of applications for grants under this section.

Supra.

"(c) From the amount appropriated to carry out this title for any fiscal year (exclusive of sums appropriated for section 105), the Secretary shall reserve (and expend) an amount necessary to make grants to five applicants under this section of not more than $15,000 each, or an amount necessary to make grants in that amount to each of the approved applicants, if less than five apply and are approved.".

(b) The Act is further amended—

25 USC 1806.

(1) by striking out "section 106" in section 106 (as redesignated by subsection (a)(1)) and inserting in lieu thereof "section 107";

25 USC 1807.

(2) by striking out "section 105" in section 107 (as so redesignated) and inserting in lieu thereof "section 106"; and

25 USC 1811.

(3) by striking out "section 106(a)" in section 111 (as so redesignated) and inserting in lieu thereof "section 107(a)".

25 USC 1805.

SEC. 5. Section 105 of the Act (as redesignated by section 4(a)(1)) is amended--

(1) by inserting "from a tribally controlled community college which is receiving funds under section 108" after "upon request" in the first sentence thereof; and

(2) by striking out "to tribally controlled community colleges" in such sentence.

25 USC 1806.
97 STAT. 1337

SEC. 6. (a) Section 106 of the Act (as redesignated by section 4(a)(1) of this Act) is amended—

(1) by striking out "FEASIBILITY" in the heading of such section and inserting in lieu thereof "ELIGIBILITY";

(2) by striking out "feasibility" each place it appears in such section and inserting in lieu thereof "eligibility";

(3) by striking out "Assistant Secretary of Education of the Department of Health, Education, and Welfare" in subsection (a) and inserting in lieu thereof "Secretary of Education";

(4) by inserting at the end of subsection (b) the following new sentence: "Such a positive determination shall be effective for the fiscal year succeeding the fiscal year in which such determination is made."; and

(5) by striking out "10 per centum" in subsection (c)(2) and inserting in lieu thereof "5 per centum".

25 USC 1807.

(b) Section 107 of the Act (as redesignated by section 4(a)(1) of this Act) is amended—

(1) by striking out "feasibility" in subsection (a) and inserting in lieu thereof "eligibility", and

(2) striking out "Assistant Secretary of Education of the Department of Health, Education, and Welfare" in subsection (b) and inserting in lieu thereof "Secretary of Education".

25 USC 1808.

SEC. 7. Section 108(a) of the Act (as redesignated by section 4(a)(1) of this Act) is amended to read as follows:

Post, p. 1338.

"SEC. 108. (a) Except as provided in section 111, the Secretary shall, subject to appropriations, grant for each academic year to each tribally controlled community college having an application approved by him an amount equal to the product of—

"(1) the Indian student count at such college during such academic year, as determined by the Secretary in accordance with section 2(a)(7) of this Act; and

"(2)(A) $4,000 for fiscal year 1984,

"(B) $5,025 for fiscal year 1985,

"(C) $5,415 for fiscal year 1986, and

"(D) $5,820 for fiscal year 1987,

except that no grant shall exceed the total cost of the education program provided by such college.".

25 USC 1809.

SEC. 8. Section 109 of the Act (as redesignated by section 4(a)(1) of this Act) is amended—

(1) by inserting "(a)" immediately after the section designation; and

(2) by adding at the end thereof the following new subsections:

Supra.

"(b)(1) The amount of any grant for which tribally controlled community colleges are eligible under section 108 shall not be altered because of funds allocated to any such colleges from funds appropriated under the Act of November 2, 1921 (42 Stat. 208; 25 U.S.C. 13).

Funds, denial.

"(2) No tribally controlled community college shall be denied funds appropriated under such Act of November 2, 1921, because of the funds it receives under this Act.

20 USC 1058, 1061.

20 USC 1070.

"(c) For the purposes of sections 312(2)(A)(i) and 322(a)(2)(A)(i) of the Higher Education Act of 1965, any Indian student who receives a student assistance grant from the Bureau of Indian Affairs for postsecondary education shall be deemed to have received such assistance under subpart 1 of part A of title IV of such Act.".

25 USC 1810.

SEC. 9. Section 110 of the Act (as redesignated by section 4(a)(1) of this Act) is amended to read as follows:

97 STAT. 1338

"APPROPRIATION AUTHORIZATION

Ante, p. 1336.

"SEC. 110. (a)(1) There is authorized to be appropriated, for the purpose of carrying out section 105, $3,200,000 for each of the fiscal years 1985, 1986, and 1987.

Ante, p. 1336.

"(2) There is authorized to be appropriated for the purpose of carrying out section 107, $30,000,000 for each of such fiscal years.

Post, pp. 1339, 1340.

"(3) There are authorized to be appropriated such sums as may be necessary for the purpose of carrying out sections 112(b) and 113 for each of such fiscal years.

"(b)(1) For the purpose of affording adequate notice of funding available under this Act, amounts appropriated in an appropriation Act for any fiscal year to carry out this Act shall become available for obligation on July 1 of that fiscal year and shall remain available until September 30 of the succeeding fiscal year.

"(2) In order to effect a transition to the forward funding method of timing appropriation action described in paragraph (1), there are authorized to be appropriated, in an appropriation Act or Acts for the same fiscal year, two separate appropriations to carry out this Act, the first of which shall not be subject to paragraph (1).".

25 USC 1811.

SEC. 10. Section 111 of the Act (as redesignated by section 4(a)(1) of this Act) is amended by redesignating subsection (b) as subsection (c) and by striking out subsection (a) and inserting in lieu thereof the following:

Supra.
Ante, p. 1336.

"SEC. 111. (a)(1) If the sums appropriated for any fiscal year pursuant to section 110(a)(2) for grants under section 107 are not sufficient to pay in full the total amount which approved applicants are eligible to receive under such section for such fiscal year—

"(A) the Secretary shall first allocate to each such applicant which received funds under section 107 for the preceding fiscal year an amount equal to 95 per centum of the product of—

"(i) the per capita payment for the preceding fiscal year; and

"(ii) such applicant's Indian student count for the current fiscal year;

"(B) the Secretary shall next allocate to applicants who did not receive funds under such section for the preceding fiscal year an amount equal to 100 per centum of the product of—

"(i) the per capita payment for the preceding fiscal year; and

"(ii) the applicant's Indian student count for the current fiscal year;

in the order in which such applicants have qualified for assistance in accordance with such section so that no amount shall be allocated to a later qualified applicant until each earlier qualified applicant is allocated an amount equal to such product; and

"(C) if additional funds remain after making the allocations required by subparagraphs (A) and (B), the Secretary shall allocate such funds by—

"(i) ratably increasing the amounts of the grants determined under subparagraph (A) until such grants are equal to 100 per centum of the product described in such subparagraph; and

"(ii) then ratably increasing the amounts of both (I) the grants determined under subparagraph (A), as increased under clause (i) of this subparagraph, and (II) the grants determined under subparagraph (B).

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"Per capita" payment.

Ante, p. 1336.

"(2) For purposes of paragraph (1) of this subsection, the term 'per capita payment' for any fiscal year shall be determined by dividing the amount available for grants to tribally controlled community colleges under section 107 for such fiscal year by the sum of the Indian student counts of such colleges for such fiscal year. The Secretary shall, on the basis of the most satisfactory data available, compute the Indian student count for any fiscal year for which such count was not used for the purpose of making allocations under this title.

"(b)(1) If the sums appropriated for any fiscal year for grants under section 107 are not sufficient to pay in full the total amount of the grants determined pursuant to subsection (a)(1)(A), the amount which applicants described in such subsection are eligible to receive under section 107 for such fiscal year shall be ratably reduced.

"(2) If any additional funds become available for making payments under section 107 for any fiscal year to which subsection (a) or paragraph (1) of this subsection applies, such additional amounts shall be allocated by first increasing grants reduced under paragraph (1) of this subsection on the same basis as they were reduced and by then allocating the remainder in accordance with subsection (a). Sums appropriated in excess of the amount necessary to pay in full the total amounts for which applicants are eligible under section 107 shall be allocated by ratably increasing such total amounts.

"(3) References in this subsection and subsection (a) to section 107 shall, with respect to fiscal year 1983, be deemed to refer to section 106 as in effect at the beginning of such fiscal year.".

Ante, p. 1336.
25 USC 1812.

SEC. 11. Section 112 of the Act (as redesignated by section 4(a)(1) of this Act) is amended to read as follows:

"REPORT ON FACILITIES

"SEC. 112. (a) The Administrator of General Services shall provide for the conduct of a study of facilities available for use by tribally controlled community colleges. Such study shall consider the condition of currently existing Bureau of Indian Affairs facilities which are vacant or underutilized and shall consider available alternatives for renovation, alteration, repair, and reconstruction of such facilities (including renovation, alteration, repair, and reconstruction necessary to bring such facilities into compliance with local building codes). Such study shall also identify the need for new construction. A report on the results of such study shall be submitted to the Congress not later than eighteen months after the date of enactment of this subsection. Such report shall also include an identification of property—

Submittal to Congress.

"(1) on which structurally sound buildings suitable for use as educational facilities are located, and

"(2) which is available for use by tribally controlled community colleges under section 202(a)(2) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 483(a)(2)) and under the Act of August 6, 1956 (70 Stat. 1057; 25 U.S.C. 443a).

Renovation program.

"(b) The Administrator of General Services, in consultation with the Bureau of Indian Affairs, shall initiate a program to conduct necessary renovations, alterations, repairs, and reconstruction identified pursuant to subsection (a) of this section.

"Reconstruction."

"(c) For the purposes of this section, the term 'reconstruction' has the meaning provided in the first sentence of subparagraph (B) of

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section 742(2) of the Higher Education Act of 1965 (20 U.S.C. 1132e-1(2)(B)).".

Ante, p. 1336.
25 USC 1813.

SEC. 12. Section 113 of the Act (as redesignated by section 4(a)(1) of this Act) is amended to read as follows:

"CONSTRUCTION OF NEW FACILITIES

Grants.

Ante, p. 1339.

"SEC. 113. (a) With respect to any tribally controlled community college for which the report of the Administrator of General Services under section 112(a) of this Act identifies a need for new construction, the Secretary shall, subject to appropriations and on the basis of an application submitted in accordance with such requirements as the Secretary may prescribe by regulation, provide grants for such construction in accordance with this section.

"(b) In order to be eligible for a grant under this section, a tribally controlled community college—

Ante, p. 1336.

"(1) must be a current recipient of grants under section 105 or 107, and

Accreditation.
Waiver.

"(2) must be accredited by a nationally recognized accrediting agency listed by the Secretary of Education pursuant to the last sentence of section 1201(a) of the Higher Education Act of 1965 (20 U.S.C. 1141(a)), except that such requirement may be waived if the Secretary determines that there is a reasonable expectation that such college will be fully accredited within eighteen months. In any case where such a waiver is granted, grants under this section shall be available only for planning and development of proposals for construction.

"(c)(1) Except as provided in paragraph (2), grants for construction under this section shall not exceed 80 per centum of the cost of such construction, except that no tribally controlled community college shall be required to expend more than $400,000 in fulfillment of the remaining 20 per centum. For the purpose of providing its required portion of the cost of such construction, a tribally controlled community college may use funds provided under the Act of November 2, 1921 (25 U.S.C. 13), popularly referred to as the Snyder Act.

Waiver.

"(2) The Secretary may waive, in whole or in part, the requirements of paragraph (1) in the case of any tribally controlled community college which demonstrates that neither such college nor the tribal government with which it is affiliated have sufficient resources to comply with such requirements. The Secretary shall base a decision on whether to grant such a waiver solely on the basis of the following factors: (A) tribal population; (B) potential student population; (C) the rate of unemployment among tribal members; (D) tribal financial resources; and (E) other factors alleged by the college to have a bearing on the availability of resources for compliance with the requirements of paragraph (1) and which may include the educational attainment of tribal members.

"(d) If, within twenty years after completion of construction of a facility which has been constructed in whole or in part with a grant made available under this section—

"(1) the facility ceases to be used by the applicant in a public or nonprofit capacity as an academic facility, unless the Secretary determines that there is good cause for releasing the institution from this obligation, and

"(2) the tribe with which the applicant is affiliated fails to use the facility for a public purpose approved by the tribal govern-

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ment in furtherance of the general welfare of the community served by the tribal government,

title to the facility shall vest in the United States and the applicant (or such tribe if such tribe is the successor in title to the facility) shall be entitled to recover from the United States an amount which bears the same ratio to the present value of the facility as the amount of the applicant's contribution (excluding any funds provided under the Act of November 2, 1921 (25 U.S.C. 13)) bore to the original cost of the facility. Such value shall be determined by agreement of the parties or by action brought in the United States district court for the district in which such facility is located.

Religious activities.

"(e) No construction assisted with funds under this section shall be used for religious worship or a sectarian activity or for a school or department of divinity.

Definitions.

"(f) For the purposes of this section—

"(1) the term 'construction' includes reconstruction or renovation (as such terms are defined in the first sentence of subparagraph (B) of section 742(2) of the Higher Education Act of 1965 (20 U.S.C. 1132e-1(2)(B))); and

"(2) the term 'academic facilities' has the meaning provided such term under section 742(1) of the Higher Education Act of 1965 (20 U.S.C. 1132e-1(1)).".

SEC. 13. The Act is further amended by adding at the end thereof the following new title:

"TITLE III—TRIBALLY CONTROLLED COMMUNITY COLLEGE ENDOWMENT PROGRAM

"PURPOSE

25 USC 1831.

"SEC. 301. It is the purpose of this title to provide grants for the encouragement of endowment funds for the operation and improvement of tribally controlled community colleges.

"ESTABLISHMENT OF PROGRAM; PROGRAM AGREEMENTS

25 USC 1832.

"SEC. 302. (a) From the amount appropriated pursuant to section 306, the Secretary shall establish a program of making endowment grants to tribally controlled community colleges which are current recipients of assistance under section 107 of this Act or under

Ante, p. 1336.

25 USC 640b. section 3 of the Navajo Community College Act. No such college shall be ineligible for such a grant for a fiscal year by reason of the receipt of such a grant for a preceding fiscal year, but no such college shall be eligible for such a grant for a fiscal year if such college has been awarded a grant under section 333 of the Higher Education Act of 1965 for such fiscal year. *Ante*, p. 708.

"(b) No grant for the establishment of an endowment fund by a tribally controlled community college shall be made unless such college enters into an agreement with the Secretary which—

"(1) provides for the establishment and maintenance of a trust fund at a federally insured banking or savings institution;

"(2) provides for the deposit in such trust fund of—

"(A) any Federal capital contributions made from funds appropriated under section 306;

"(B) a capital contribution by such college in an amount equal to the amount of each Federal capital contribution; and

"(C) any earnings of the funds so deposited;

"(3) provides that such funds will be deposited in such a manner as to insure the accumulation of interest thereon at a rate not less than that generally available for similar funds deposited at the same banking or savings institution for the same period or periods of time;

"(4) provides that, if at any time such college withdraws any capital contribution made by that college, an equal amount of Federal capital contribution shall be withdrawn and returned to the Secretary for reallocation to other colleges;

"(5) provides that no part of the net earnings of such trust fund will inure to the benefit of any private person; and

"(6) includes such other provisions as may be necessary to protect the financial interest of the United States and promote the purpose of this title and as are agreed to by the Secretary and the college, including a description of recordkeeping procedures for the expenditure of accumulated interest which will allow the Secretary to audit and monitor programs and activities conducted with such interest.

"USE OF FUNDS

25 USC 1833. "SEC. 303. Interest deposited, pursuant to section 302(b)(2)(C), in the trust fund of any tribally controlled community college may be periodically withdrawn and used, at the discretion of such college, to defray any expenses associated with the operation of such college, including expense of operations and maintenance, administration, academic and support personnel, community and student services programs, and technical assistance.

"COMPLIANCE WITH MATCHING REQUIREMENT

25 USC 1834. "SEC. 304. For the purpose of complying with the contribution requirement of section 302(b)(2)(B), a tribally controlled community college may use funds which are available from any private or tribal source.

"ALLOCATION OF FUNDS

25 USC 1835. "SEC. 305. (a) From the amount appropriated pursuant to section 306, the Secretary shall allocate to each tribally controlled community college which is eligible for an endowment grant under this title an amount for a Federal capital contribution equal to the amount which such college demonstrates has been placed within the control of, or irrevocably committed to the use of, the college and is available for deposit as a capital contribution of that college in accordance with section 302(b)(2)(B), except that the maximum amount which may be so allocated to any such college for any fiscal year shall not exceed $350,000.

"(b) If for any fiscal year the amount appropriated pursuant to section 306 is not sufficient to allocate to each tribally controlled community college an amount equal to the amount demonstrated by such college pursuant to subsection (a), then the amount of the allocation to each such college shall be ratably reduced.

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"AUTHORIZATION OF APPROPRIATIONS

25 USC 1836.

"SEC. 306. (a) There is authorized to be appropriated to carry out the provisions of this title $5,000,000 for each of the fiscal years 1985, 1986, and 1987.

"(b) Any funds appropriated pursuant to subsection (a) are authorized to remain available until expended.".

25 USC 640c-1.

SEC. 14. Section 5(a)(1) of the Navajo Community College Act is amended by striking out "October 1, 1979" and inserting in lieu thereof "October 1, 1984".

25 USC 1815 note.

SEC. 15. In promulgating any regulations to implement the amendments made by this Act, the Secretary of the Interior shall consult with tribally controlled community colleges.

Approved December 1, 1983.

LEGISLATIVE HISTORY—S. 726 (H.R. 2307):

HOUSE REPORTS: No. 98-77 accompanying H.R. 2307 (Comm. on Education and Labor) and No. 98-505 (Comm. of Conference).

SENATE REPORTS: No. 98-64 (Comm. on Indian Affairs) and No. 98-303 (Comm. of Conference).

CONGRESSIONAL RECORD, Vol. 129 (1983):
May 3, H.R. 2307 failed of passage in House.
May 25, considered and passed Senate.
Oct. 20, considered and passed House, amended.
Nov. 17, Senate and House agreed to conference report.

Public Law 98-211
98th Congress

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An Act

To make certain technical amendments to improve implementation of the Education Consolidation and Improvement Act of 1981, and for other purposes.

Dec. 8, 1983
[H.R. 1035]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Education Consolidation and Improvement Act of 1981, amendment.

STATE PROGRAM DESIGN

20 USC 3804.

SECTION 1. (a) Section 555(b) of the Education Consolidation and Improvement Act of 1981 (Public Law 97-35; 20 U.S.C. 3801 et seq.) (hereafter in this Act referred to as "the Act") is amended to read as follows:

"(b) PROGRAM DESIGN.—State agency programs shall be designed to serve migratory children of migratory agricultural workers or of migratory fishermen, handicapped children, and neglected and delinquent children (as described in subparts 1, 2, and 3, respectively, of part B of title I of the Elementary and Secondary Education Act of 1965) in accordance with section 554(a)(2) and the other applicable requirements of this chapter. The Secretary shall continue to use the definitions of 'agricultural activity', 'currently migratory child', and 'fishing activity' which were in effect on June 30, 1982, in regulations prescribed under subpart 1 of part B of title I of the Elementary and Secondary Education Act of 1965. No additional definition of 'migratory agricultural worker' or 'migratory fisherman' may be applied after the date of enactment of this subsection to such subpart 1.".

20 USC 2761, 2771, 2781.
20 USC 3803.

20 USC 3804.

(b) Section 555 of the Act is amended by adding at the end thereof the following new subsection:

"(e) EVALUATION.—Each State educational agency shall—

Public availability.

"(1) conduct an evaluation of the programs assisted under this chapter at least every two years and shall make public the results of that evaluation; and

"(2) collect data on the race, age, and gender of children served by the programs assisted under this chapter and on the number of children served by grade-level under the programs assisted under this chapter.".

APPLICATIONS

20 USC 3805.

SEC. 2. (a) Section 556(b) of the Act is amended by inserting "or" at the end of paragraph (1)(A), by striking out "or" at the end of paragraph (1)(B), and by striking out paragraph (1)(C).

(b) Section 556 of the Act is amended by adding at the end thereof the following:

"(c) EXEMPTION FROM TARGETING.—The requirements of subsection (b)(1) shall not apply in the case of a local educational agency with a total enrollment of less than one thousand children, but this subsection does not relieve such an agency from the responsibility to serve children under the assurances set forth in subsection (b)(2).".

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20 USC 3805.

(c) Clause (2) of section 556(b) of the Act is amended by striking all that follows "areas," in such clause and inserting in lieu thereof "requires, among the educationally deprived children selected, the inclusion of those children who have the greatest need for special assistance, and determines the needs of participating children with sufficient specificity to ensure concentration on those needs;".

(d) Clause (4) of section 556(b) of the Act is amended by inserting before the semicolon a comma and the following: "and that the results of such evaluation will be considered by such agency in the improvement of the programs and projects assisted under this chapter; and".

FLEXIBILITY TO CONTINUE TITLE I TYPE EXPENDITURES

Ante, p. 1412.

SEC. 3. Section 556 of the Act is further amended by adding at the end thereof the following new subsection:

Eligible school attendance area. Educationally deprived children.

"(d) LOCAL EDUCATIONAL AGENCY DISCRETION.—Notwithstanding subsection (b)(1) of this section, a local educational agency shall have discretion to make educational decisions which are consistent with achieving the purposes of this chapter as set forth in this subsection, as follows:

"(1) A local educational agency may designate any school attendance area in which at least 25 per centum of the children are from low-income families as an eligible school attendance area.

"(2) A local educational agency may, with the approval of the State educational agency, designate as eligible (and serve) school attendance areas with substantially higher numbers or percentages of educationally deprived children before school attendance areas with higher concentrations of children from low-income families, but this provision shall not permit the provision of services to more school attendance areas than could otherwise be served. A State educational agency shall approve such a proposal only if the State educational agency finds that the proposal will not substantially impair the delivery of compensatory education services to educationally deprived children from low-income families in project areas served by the local educational agency.

"(3) Funds received under this chapter may be used for educationally deprived children who are in a school which is not located in an eligible school attendance area when the proportion of children from low-income families in average daily attendance in such school is substantially equal to the proportion of such children in an eligible school attendance area of such agency.

"(4) If an eligible school attendance area or eligible school was so designated in accordance with subsection (b)(1)(A) in either of two preceding fiscal years, it may continue to be so designated for a single additional fiscal year even though it does not qualify in accordance with subsection (b)(1)(A).

"(5) With approval of the State educational agency, eligible school attendance areas or eligible schools which have higher proportions of children from low-income families may be skipped if they are receiving, from non-Federal funds, services of the same nature and scope as would otherwise be provided under this chapter, but (A) the number of children attending private elementary and secondary schools who receive services under this chapter shall be determined without regard to non-Federal compensatory education funds which serve eligible children in public elementary and secondary schools, and (B) children attending private elementary and secondary schools who receive assistance under this chapter shall be identified in accordance with this section and without regard to skipping public school attendance areas or schools under this paragraph.

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"(6) A child who, in any previous year, was identified as being in greatest need of assistance, and who continues to be educationally deprived, but who is no longer identified as being in greatest need of assistance, may participate in a program or project assisted under this title for the current year.

"(7) Educationally deprived children who begin participation in a program or project assisted under this chapter who, in the same school year, are transferred to a school attendance area or a school not receiving funds under this chapter, may continue to participate in a program or project funded under this chapter for the remainder of such year.

"(8) The local educational agency is not required to use funds under this chapter to serve educationally deprived children in greatest need of assistance if such children are receiving, from non-Federal sources, services of the same nature and scope as would otherwise be provided under this chapter.

Educational program, upgrade.

"(9) In the case of any school serving an attendance area that is eligible to receive services under this chapter and in which not less than 75 per centum of the children are from low-income families, funds received under this chapter may be used for a project designed to upgrade the entire educational program in that school in the same manner and only to the same extent as permitted under section 133(b) of the Elementary and Secondary Education Act of 1965 (but without regard to paragraph (4) of such section).

20 USC 2753.

Public school personnel, duty assignment.

"(10) Public school personnel paid entirely by funds made available under this chapter may be assigned limited, rotating, supervisory duties which are assigned to similarly situated personnel who are not paid with such funds, and such duties need not be limited to classroom instruction or to the benefit of children participating in programs or projects funded under this chapter. Such duties may not exceed the same proportion of total time as is the case with similarly situated personnel at the same school site, or 10 per centum of the total time, whichever is less.".

PARENTAL INVOLVEMENT

Ante, p. 1413.
20 USC 3805.
Public meeting.

SEC. 4. Section 556 of the Act is further amended by adding at the end thereof the following new subsection:

"(e) PARENTAL INVOLVEMENT.—For the purposes of complying with the assurances given pursuant to subsection (b)(3) with respect to consultation with parents of participating children, (1) a local educational agency shall convene annually a public meeting, to which all parents of eligible students shall be invited, to explain to parents the programs and activities provided with funds made available under this chapter, and (2) if parents desire further activities, the local educational agency may, upon request, provide reasonable support for such activities.".

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AREAS FOR SERVICES TO PRIVATE SCHOOLCHILDREN

20 USC 3806. SEC. 5. Section 557(a) of the Act is amended by inserting "(1)," immediately after "556(b)".

APPLICATION OF NONSUPPLANTING RULE TO STATES

20 USC 3807. SEC. 6. Section 558(b) of the Act is amended—

(1) by inserting "State educational agency or other State agency in operating its State level programs or a" before "local educational agency" in the first sentence; and

(2) by striking out "a local educational agency shall not be required" in the second sentence and inserting in lieu thereof "no State educational agency, other State agency, or local educational agency shall be required".

EXCLUSIONS OF SPECIAL PROGRAM FUNDS

20 USC 3807. SEC. 7. Section 558(d) of the Act is amended—

(1) by striking out "if such programs are consistent with the purposes of this chapter" and inserting in lieu thereof "including compensatory education for educationally deprived children (which meets the requirements of section 131(c) of the Elementary and Secondary Education Act of 1965)"; and 20 USC 2751.

(2) by adding at the end thereof the following new sentence: "For the purpose of determining compliance with the requirements of subsection (c), a local educational agency may exclude State and local funds expended for—

"(1) bilingual education for children of limited English proficiency,

"(2) special education for handicapped children or children with specific learning disabilities, and

"(3) certain State phase-in programs as described in section 131(d) of the Elementary and Secondary Education Act of 1965.".

OVERLAP IN COUNTY BOUNDARIES

20 USC 3807. SEC. 8. Section 558(e) of the Act is amended by striking out "In any State" and inserting in lieu thereof "Notwithstanding section 20 USC 2711. 111(a)(3)(C) of the Elementary and Secondary Education Act of 1965, in any State".

RESTRICTION OF EXPENDITURES TO MEETING EDUCATIONAL NEEDS

20 USC 3811. SEC. 9. (a) Section 561(b) of the Act is amended by inserting before the period at the end thereof the following: "and because they are the most likely to be able to design programs to meet the educational needs of the students in their own districts".

20 USC 3814. (b) Section 564(a) of the Act is amended—

(1) by striking out "and" at the end of paragraphs (5) and (6);

(2) by redesignating paragraph (7) as paragraph (8); and

(3) by inserting after paragraph (6) the following new paragraph:

"(7) provides assurance that, apart from technical and advisory assistance and monitoring compliance with this chapter, the State educational agency has exercised and will exercise no influence in the decisionmaking processes of local educational

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agencies as to the expenditures made pursuant to its application under section 566, and".

20 USC 3816.

(c) Section 566(c) of the Act is amended by adding at the end thereof the following: "In exercising such discretion, it shall be the responsibility of each local educational agency to ensure that each expenditure of funds under this chapter is for the purpose of meeting the educational needs within the schools of that local educational agency.".

PHASE-OUT AND TRANSITION EXPENSES

20 USC 3812.

20 USC 3811.

SEC. 10. Section 562(c) of the Act is amended by adding at the end thereof the following: "Until September 30, 1983, such funds may also be used to assist in phasing out programs described in section 561(a) and in promoting an orderly transition to operations under this chapter.".

STATE ALLOTMENTS

20 USC 3813.

SEC. 11. The first sentence of section 563(a) is amended by striking out "not to exceed".

AUDIT REQUIREMENT FOR SMALL LOCAL EDUCATIONAL AGENCIES

20 USC 3811.

96 Stat. 1029.
31 USC 6723.

SEC. 12. Section 564 of the Act is amended by adding at the end thereof the following new subsection:

"(c) Notwithstanding section 1745 of this Act, local educational agencies receiving less than an average $5,000 each year under this chapter need not be audited more frequently than once every five years.".

REQUIREMENT FOR STATE CERTIFICATION OF LOCAL EDUCATIONAL AGENCY APPLICATIONS

20 USC 3816.

SEC. 13. Section 566(a) of the Act is amended by striking out everything preceding paragraph (1) and inserting in lieu thereof the following:

"SEC. 566. (a) A local educational agency may receive its allocation of funds under this chapter for any year for which its application to the State educational agency has been certified to meet the requirements of this subsection. The State educational agency shall certify any such application if such application—".

SCHOOL LEVEL PROGRAMS

20 USC 3823.

SEC. 14. Section 573(a) of the Act is amended by striking out "chapter" in the first sentence and inserting in lieu thereof "subchapter".

STATE RULEMAKING

20 USC 3871.

SEC. 15. Section 591 of the Act is amended by adding at the end thereof the following new subsection:

"(d) Nothing in this subtitle shall be interpreted (1) to authorize State regulations, issued pursuant to procedures as established by State law, applicable to local educational agency programs or projects funded under this subtitle, except as related to State audit and financial responsibilities, or (2) to encourage, preempt, or prohibit regulations issued pursuant to State law which are not in conflict with the provisions of this subtitle. The imposition of any State rule or policy relating to the administration and operation of programs funded by this subtitle (including those based on State interpretation of any Federal law, regulation, or guideline) shall be identified as a State imposed requirement.".

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WITHHOLDING OF PAYMENTS

20 USC 3872.

SEC. 16. Section 592(a) of the Act is amended—

(1) by striking out "on the record" in the first sentence; and

(2) by adding at the end thereof the following new sentence: "A transcript or recording shall be made of any hearing conducted under this subsection and shall be available for inspection by any person.".

JUDICIAL REVIEW

20 USC 3873.

SEC. 17. Section 593(b) of the Act is amended by inserting "and a local educational agency" after "A State educational agency".

APPLICATION OF GENERAL EDUCATION PROVISIONS ACT

20 USC 3876.

SEC. 18. (a) Section 596 of the Act is amended to read as follows:

"APPLICATION OF OTHER LAWS

20 USC 1221.

"SEC. 596. (a) Except as otherwise specifically provided by this section, the General Education Provisions Act shall apply to the programs authorized by this subtitle.

"(b) The following provisions of the General Education Provisions Act shall be superseded by the specified provisions of this subtitle with respect to the programs authorized by this subtitle:

20 USC 1221e-3.
20 USC 3871.

"(1) Section 408(a)(1) of the General Education Provisions Act is superseded by section 591(a) of this subtitle.

20 USC 1231c.

"(2) Section 426(a) of such Act is superseded by section 591(b) of this subtitle.

20 USC 1231d.
20 USC 3805.

"(3) Section 427 of such Act is superseded by section 556(b)(3) of this subtitle.

20 USC 1231g.
20 USC 3805, 3814.

"(4) Section 430 of such Act is superseded by sections 556(a) and 564(b) of this subtitle.

20 USC 1232-1.
20 USC 3807.

"(5) Section 431A of such Act is superseded by section 558(a) of this subtitle.

20 USC 1234b.
20 USC 3872.

"(6) Section 453 of such Act is superseded by section 592 of this subtitle.

20 USC 1234d.
20 USC 3873.

"(7) Section 455 of such Act is superseded by section 593 of this subtitle with respect to judicial review of withholding of payments.

20 USC 1232c–1232e.

"(c) Sections 434, 435, and 436 of the General Education Provisions Act, except to the extent that such sections relate to fiscal control and fund accounting procedures, shall not apply to the programs authorized by this subtitle and shall not be construed to authorize the Secretary to require any reports or take any actions not specifically authorized by this subtitle.".

20 USC 1221c-1a.

(b) Section 406A(a) of the General Education Provisions Act, as added by the Education Amendments of 1974 (relating to responsibility of States to furnish information), is amended—

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(1) by striking out paragraphs (3) and (4);

(2) by inserting "and" at the end of paragraph (2); and

(3) by redesignating paragraph (5) as paragraph (3).

CONFORMING AND TECHNICAL AMENDMENTS TO TITLE I OF ESEA

SEC. 19. (a) Title I of the Elementary and Secondary Education Act of 1965 is amended—

20 USC 2762.

(1) in section 142(a) by striking out "subpart 3 of part A, other than sections 122, 123, and 126(d) thereof" in paragraph (3) and inserting in lieu thereof "section 556 (other than subsection (b)(1)) and section 558 of the Education Consolidation and Improvement Act of 1981"; and

20 USC 2772, 2782.

(2) in sections 147 and 152(a), by striking out "subpart 3 of part A, other than sections 122, 123, 125, 126(d), and 126(e) thereof" and inserting in lieu thereof "section 556 (other than

subsection (b)(1)) and section 558 (other than subsection (c)) of the Education Consolidation and Improvement Act of 1981".

(b) The amendments made by subsection (a) shall apply only with respect to funds for use under the Education Consolidation and Improvement Act of 1981.

20 USC 3801 note.

EXTENSION OF AUTHORIZATION FOR TITLE VII OF ESEA

SEC. 20. Section 528 of the Omnibus Budget Reconciliation Act of 1981 is amended—

20 USC 3489.

(1) by striking out "and" at the end of paragraph (13);

(2) by striking out the period at the end of paragraph (14) and inserting in lieu thereof a semicolon and the word "and"; and

(3) by adding at the end thereof the following new paragraph:

"(15) title VII of the Elementary and Secondary Education Act of 1965.".

20 USC 3221.

CONFORMING AMENDMENTS

SEC. 21. (a) Section 565(a) of the Act is amended by striking out "nonpublic" and inserting in lieu thereof "private, nonprofit".

20 USC 3815.

(b) The first sentence of section 1003(a)(1) of the Elementary and Secondary Education Act of 1965 is amended by inserting after "Act" a comma and the following: "or the Education Consolidation and Improvement Act of 1981".

20 USC 3383.

ASSESSMENT OF COMPENSATORY EDUCATION

SEC. 22. Chapter 1 of the Act is amended by adding at the end thereof the following new section:

"NATIONAL ASSESSMENT OF COMPENSATORY EDUCATION ASSISTED UNDER THIS CHAPTER

"SEC. 559. (a) The Secretary shall conduct a national assessment of compensatory education assisted under this chapter, through independent studies and analysis by the National Institute of Education. The assessment shall include descriptions and assessments of the impact of (1) services delivered, (2) recipients of services, (3) background and training of teachers and staff, (4) allocation of funds (to school sites), (5) coordination with other programs, (6) effectiveness of programs on student's basic and higher order academic skills, school attendance, and future education, and (7) a national profile of the way in which local educational agencies implement activities described under section 556(b). The National Institute of Education shall consult with the Committee on Labor and Human Resources of the Senate and the Committee on Education and Labor of the House of Representatives in the design and implementation of the assessment required by this section. The National Institute of Education shall report to Congress the preliminary results of the assessment required by this section in January and July of 1986, and a final report shall be prepared and submitted to the Congress not later than January 1, 1987.

20 USC 3808.

97 STAT. 1419

20 USC 3805.

Reports to Congress.

"(b) Notwithstanding any other provision of law or regulation, such reports shall not be subject to any review outside of the Department of Education before their transmittal to the Congress, but the President and the Secretary may make such additional recommendations to the Congress with respect to the assessment as they deem appropriate.".

Recommendations to Congress.

IMPACT AID

SEC. 23. Section 5(c) of the Act of September 30, 1950 (Public Law 874, 81st Congress), is amended by adding at the end thereof the following: "If any legislation enacted after March 31, 1983, affects the determination of amounts of payments made on the basis of entitlements established under sections 2, 3, and 4 by placing any

20 USC 240.

additional restriction on payments based on the concentration of children counted under subsection (a) or (b) of section 3 in the schools of a local educational agency, such restriction shall be applied, in the case of any State (other than a territory or possession of the United States) within which there is only one local educational agency, by treating each administrative school district within such State as a local educational agency (solely for the purpose of computing the amount of such payments). Treating such an administrative school district as a local educational agency under the preceding sentence shall not result, during fiscal year 1984, 1985, or 1986, in an increase of more than 10 per centum in the amount of funds paid to such State above the amount which would otherwise be paid to such State for such fiscal year.".

NATIONAL CENTER FOR EDUCATION STATISTICS

20 USC 1221e-1 note.

SEC. 24. (a) Section 515(b) of the Omnibus Education Reconciliation Act of 1981 is amended by inserting "(g)(2)" after "section 406".

Hispanic Americans. 20 USC 1221e-1 note.

(b) The National Center for Education Statistics shall not terminate the study of the condition of education for Hispanic Americans unless specifically required or authorized to do so by law.

EFFECTIVE DATE

20 USC 3804 note. 20 USC 3801 note. 20 USC 2701.

SEC. 25. (a) Except as provided in subsection (b), the amendments made by this Act to the Education Consolidation and Improvement Act of 1981 and title I of the Elementary and Secondary Education Act of 1965 shall be effective July 1, 1983.

(b) With respect to the period beginning July 1, 1982, and ending June 30, 1983, no recipient of funds under the Education Consolidation and Improvement Act of 1981 shall be held to have expended such funds in violation of the requirements of such Act if such funds are expended either in accordance with such Act as in effect prior to the date of enactment of this Act or in accordance with such Act as amended by this Act.

97 STAT. 1420

Approved December 8, 1983.

LEGISLATIVE HISTORY—H.R. 1035 (S. 1008):

HOUSE REPORT No. 98-51 (Comm. on Education and Labor) and No. 98-574 (Comm. of Conference).

SENATE REPORT No. 98-166 accompanying S. 1008 (Comm. on Labor and Human Resources).

CONGRESSIONAL RECORD, Vol. 129 (1983):

Aug. 4, S. 1008 considered and passed Senate.
Apr. 12, considered and passed House.
Oct. 7, considered and passed Senate, amended.
Nov. 18, House and Senate agreed to conference report.

FOREIGN OPERATIONS ACTS

Public Law 98-43
98th Congress

97 STAT. 214

An Act

To authorize supplemental assistance to aid Lebanon in rebuilding its economy and armed forces, and for other purposes.

June 27, 1983
[S. 639]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Lebanon Emergency Assistance Act of 1983.

SHORT TITLE

SECTION 1. This Act may be cited as the "Lebanon Emergency Assistance Act of 1983".

ECONOMIC SUPPORT FUND

SEC. 2. (a) It is hereby determined that the national interests of the United States would be served by the authorization and appropriation of additional funds for economic assistance for Lebanon in order to promote the economic and political stability of that country and to support the international effort to strengthen a sovereign and independent Lebanon.

Appropriation authorization.
22 USC 2346.

(b) Accordingly, in addition to amounts otherwise authorized to be appropriated for the fiscal year 1983 to carry out the provisions of chapter 4 of part II of the Foreign Assistance Act of 1961, there are authorized to be appropriated $150,000,000 to carry out such provisions with respect to Lebanon.

(c) Amounts authorized by this section may be appropriated in an appropriation Act for any fiscal year (including a continuing resolution) and shall continue to be available beyond that fiscal year notwithstanding any provision of that appropriation Act to the contrary.

MILITARY SALES AND RELATED PROGRAMS

SEC. 3. (a) In order to support the rebuilding of the armed forces of Lebanon, the Congress finds that the national security interests of the United States would be served by the authorization and appropriation of additional funds to provide training for the Lebanese armed forces and by the authorization of additional foreign military sales guaranties to finance procurements by Lebanon of defense articles and defense services for its security requirements.

Appropriation authorization.
22 USC 2347.

(b) In addition to amounts otherwise made available for the fiscal year 1983 to carry out the provisions of chapter 5 of part II of the Foreign Assistance Act of 1961, there are authorized to be appropriated for the fiscal year 1983 $1,000,000 to carry out such provisions with respect to Lebanon.

22 USC 2764.

(c) In addition to amounts otherwise made available for the fiscal year 1983 for loan guaranties under section 24(a) of the Arms Export Control Act, $100,000,000 of loan principal are authorized to be so guaranteed during such fiscal year for Lebanon.

97 STAT. 215

UNITED STATES ARMED FORCES IN LEBANON

SEC. 4. (a) The President shall obtain statutory authorization from the Congress with respect to any substantial expansion in the number or role in Lebanon of United States Armed Forces, including any introduction of United States Armed Forces into Lebanon in conjunction with agreements providing for the withdrawal of all foreign troops from Lebanon and for the creation of a new multinational peace-keeping force in Lebanon.

(b) Nothing in this section is intended to modify, limit, or suspend any of the standards and procedures prescribed by the War Powers Resolution of 1973.

50 USC 1541 note.

Approved June 27, 1983.

LEGISLATIVE HISTORY—S. 639 (H.R. 2532):

HOUSE REPORT No. 98-208 accompanying H.R. 2532 (Comm. on Foreign Affairs).
SENATE REPORT No. 98-72 (Comm. on Foreign Relations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
May 20, considered and passed Senate.
June 1, 2, considered and passed House, amended.
June 15, Senate concurred in House amendment.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 26 (1983):
June 27, Presidential statement.

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97 STAT. 1017

Public Law 98-164
98th Congress

An Act

Nov. 22, 1983
[H.R. 2915]

To authorize appropriations for fiscal years 1984 and 1985 for the Department of State, the United States Information Agency, the Board for International Broadcasting, the Inter-American Foundation, and the Asia Foundation, to establish the National Endowment for Democracy, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Department of State, U.S. Information Agency, Board for International Broadcasting, Inter-American Foundation, and Asia Foundation, appropriation authorizations.
Department of State Authorization Act, Fiscal Years 1984 and 1985.

TITLE I—DEPARTMENT OF STATE

SHORT TITLE

Sec. 101. This title and title X of this Act may be cited as the "Department of State Authorization Act, Fiscal Years 1984 and 1985".

AUTHORIZATIONS OF APPROPRIATIONS

Sec. 102. In addition to amounts otherwise authorized for such purposes, the following amounts are authorized to be appropriated for the Department of State to carry out the authorities, functions, duties, and responsibilities in the conduct of the foreign affairs of the United States and other purposes authorized by law:

(1) For "Administration of Foreign Affairs", $1,486,213,000 for the fiscal year 1984 and $1,580,820,000 for the fiscal year 1985.

(2) For "International Organizations and Conferences", $602,343,000 for the fiscal year 1984 and $602,343,000 for the fiscal year 1985.

(3) For "International Commissions", $23,207,000 for the fiscal year 1984 and $25,355,000 for the fiscal year 1985.

(4) For "Migration and Refugee Assistance", $344,500,000 for the fiscal year 1984 and $326,400,000 for the fiscal year 1985.

(5) For "United States Bilateral Science and Technology Agreements", $1,700,000 for the fiscal year 1984 and $1,700,000 for the fiscal year 1985.

IMPROVEMENT OF CONSULAR FACILITIES IN MEXICO CITY

SEC. 103. In addition to the amounts authorized to be appropriated by section 102(1) of this Act, there are authorized to be appropriated for "Administration of Foreign Affairs" for the fiscal year 1984, $4,000,000 to be used for the purchase of land for and the construction of additional consular facilities, and for certain improvements in existing consular facilities, at the United States Embassy in Mexico City, Mexico.

ADDITIONAL POSITIONS FOR POLITICAL AND ECONOMIC REPORTING AND FOR INTERNATIONAL COMMUNICATIONS AND INFORMATION POLICY

SEC. 104. The Secretary of State shall allocate such funds as may be necessary of the amounts appropriated to the Department of State for the fiscal year 1984 for "Administration of Foreign Affairs" in order to fund seventy-three additional positions for political and economic reporting and eleven additional positions for international communications and information policy. The positions funded pursuant to this section shall be in addition to the positions which the Department was authorized to have in fiscal year 1983 plus the number of additional positions which have been requested for the Department for the fiscal year 1984.

ALTERNATE COMMUNICATIONS CENTER

SEC. 105. Of the funds authorized to be appropriated under paragraph (1) of section 102, not less than $3,000,000 for the fiscal year 1984 and not less than $7,000,000 for the fiscal year 1985 shall be available only to cover expenses related to the establishment in the State of Maryland of an alternative communications center for the Department of State in order to secure the uninterrupted transmission of communications related to the foreign policy and national security interests of the United States and of communications of other departments and agencies of the United States.

NATIONAL COMMISSION ON EDUCATIONAL, SCIENTIFIC, AND CULTURAL COOPERATION

SEC. 106. (a) Section 5 of the joint resolution entitled "Joint resolution providing for membership and participation by the United States in the United Nations Educational, Scientific, and Cultural Organization, and authorizing an appropriation therefor", approved July 30, 1946 (22 U.S.C. 287q), is amended by repealing the eighth sentence.

(b) Of the amounts authorized to be appropriated for "Administration of Foreign Affairs" by section 102(1) of this Act, $250,000 for each of the fiscal years 1984 and 1985 shall be available only for the expenses of the secretariat of the National Commission on Educational, Scientific, and Cultural Cooperation.

COORDINATING COMMITTEE ON EXPORT CONTROLS

SEC. 107. Of the funds authorized to be appropriated for the fiscal year 1984 under paragraph (2) of section 102, $2,000,000 shall be used to modernize the facilities and operating procedures of the Coordinating Committee on Export Controls. The Congress finds that the executive branch should seek cost sharing arrangements with other member countries to modernize both the facilities and operations of the Coordinating Committee on Export Controls.

WORLD HERITAGE TRUST FUND

SEC. 108. Of the funds authorized to be appropriated by paragraph (2) of section 102, not less than $248,500 for each of the fiscal years 1984 and 1985 shall be available only for the United States contribution to the World Heritage Trust Fund.

97 STAT. 1019

INTERPARLIAMENTARY GROUPS

SEC. 109. (a) Section 5 of the joint resolution entitled "Joint resolution to authorize participation by the United States in parliamentary conferences of the North Atlantic Treaty Organization", approved July 11, 1956 (22 U.S.C. 1928e), is amended by inserting immediately after the first sentence the following: "In addition to the amounts authorized by section 2, there is authorized to be appropriated $450,000 for fiscal year 1984 to meet the expenses incurred by the United States group in hosting the thirty-first annual meeting of the North Atlantic Assembly.".

(b) Of the amount appropriated for the purposes authorized by the amendment made by subsection (a) of this section, up to $25,000 may be used to meet the expenses incurred in hosting the spring 1984 meeting of the British-American Parliamentary Group which is to be held in the United States.

(c) In addition to the amounts authorized to be appropriated by section 102(2) of this Act, there are authorized to be appropriated for each of the fiscal years 1984 and 1985 for "International Organizations and Conferences" $50,000 for expenses of United States participation in interparliamentary groups such as the United States-European Community Interparliamentary Group.

PIRACY IN THE GULF OF THAILAND

SEC. 110. Of the amounts authorized to be appropriated for "Migration and Refugee Assistance" by section 102(4) of this Act, $5,000,000 for each of the fiscal years 1984 and 1985 shall be used for assistance to combat piracy in the Gulf of Thailand.

RELIEF ASSISTANCE FOR EL SALVADOR AND LEBANON

SEC. 111. Notwithstanding any other provision of law, of the funds authorized to be appropriated for fiscal year 1984 under section 102(4) of this Act—

(1) $10,000,000 shall be available only for El Salvador for relief assistance for displaced persons; and

(2) up to $25,000,000, but not less than $5,000,000, shall be available only for Lebanon for relief and rehabilitation assistance for refugees and displaced persons.

WORLD INTELLECTUAL PROPERTY ORGANIZATION

SEC. 112. The joint resolution entitled "Joint resolution to authorize appropriations incident to United States participation in the International Bureau for the Protection of Industrial Property", approved July 12, 1960 (22 U.S.C. 269f), is amended by striking out all after the resolving clause and inserting in lieu thereof the following: "That funds appropriated to the Secretary of State for 'International Organizations and Conferences' shall be available for the payment by the United States of its proportionate share of the expenses of the International Bureau for the Protection of Industrial Property for any year after 1981 as determined under article 16(4) of the Paris Convention for the Protection of Industrial Property, as revised, except that in no event shall the payment for any year exceed 6 per centum of all expenses of the Bureau apportioned among countries for that year.".

21 UST 1657.

97 STAT. 1020

RESTRICTION ON ASSESSED PAYMENTS TO THE UNITED NATIONS

SEC. 113. None of the funds authorized to be appropriated by this Act shall be used to make assessed payments to the United Nations, the United Nations Educational, Scientific, and Cultural Organization, the World Health Organization, the Food and Agriculture Organization, and the International Labor Organization which, in the aggregate, are in excess of the aggregate calendar year 1983 United States assessed contributions to such organizations.

RESTRICTIONS RELATING TO THE PALESTINE LIBERATION ORGANIZATION AND THE SOUTH WEST AFRICA PEOPLE'S ORGANIZATION

22 USC 287e note.

SEC. 114. (a) Funds appropriated for any fiscal year for the Department of State for "International Organizations and Conferences" may not be used for payment by the United States, as its contribution toward the assessed budget of the United Nations for any year, of any amount which would cause the total amount paid by the United States as its assessed contribution for that year to exceed the amount assessed as the United States contribution for that year less—

(1) 25 per centum of the amount budgeted for that year for the Committee on the Exercise for the Inalienable Rights of the Palestinian People (or any similar successor entity); and

(2) 25 per centum of the amount budgeted for that year for the Special Unit on Palestinian Rights (or any similar successor entity); and

(3) 25 per centum of the amount budgeted for that year for projects whose primary purpose is to provide benefits to the Palestine Liberation Organization or entities associated with it or to the South West Africa People's Organization.

(b) Funds appropriated for any fiscal year for the Department of State for "International Organizations and Conferences" may not be used for payment by the United States, as its contribution toward the assessed budget of any specialized agency of the United Nations for any year, of any amount which would cause the total amount paid by the United States as its assessed contribution for that year to exceed the amount assessed as the United States contribution for that year less 25 per centum of the amount budgeted by such agency for that year for projects whose primary purpose is to provide benefits to the Palestine Liberation Organization or entities associated with it or to the South West Africa People's Organization.

Budget review.

(c) The President shall annually review the budgets of the United Nations and its specialized agencies to determine which projects have the primary purpose of providing benefits to the Palestine Liberation Organization or to the South West Africa People's Organization. The President shall report to the Congress on any such project for which a portion of the United States assessed contribution is withheld and the amount withheld.

Report to Congress.

(d) Subsections (a)(3) and (b) shall not be construed as limiting United States contributions to the United Nations or its specialized agencies for projects whose primary purpose is to provide humanitarian, educational, developmental, and other nonpolitical benefits.

97 STAT. 1021

UNITED STATES PARTICIPATION IN THE UNITED NATIONS IF ISRAEL IS ILLEGALLY EXPELLED

22 USC 287 note.

SEC. 115. (a) The Congress finds that—

(1) the United Nations was founded on the principle of universality;

(2) the United Nations Charter stipulates that members may be suspended by the General Assembly only "upon the recommendation of the Security Council"; and

(3) any move by the General Assembly that would illegally deny Israel its credentials in the Assembly would be a direct violation of these provisions of the Charter.

(b) If Israel is illegally expelled, suspended, denied its credentials, or in any other manner denied its right to participate in the General Assembly of the United Nations or any specialized agency of the United Nations, the United States shall suspend its participation in the General Assembly or such specialized agency until the illegal action is reversed. The United States shall withhold payment of its assessed contribution to the United Nations or a specialized agency during any period in which United States participation is suspended pursuant to this section.

REVIEW OF UNITED STATES PARTICIPATION IN THE UNITED NATIONS

SEC. 116. (a) The Congress finds that—

(1) the United Nations was founded for the primary purpose of maintaining international peace and security by encouraging peaceful resolution of disputes and the development of friendly relations among nations;

(2) the United States, as a founding member of the United Nations and the largest contributor to the United Nations, became and remains a member of the United Nations in order to contribute to collective efforts among the nations of the world to realize the ends of international peace and security;

(3) the United States is committed to upholding and strengthening the principles and purposes of the United Nations Charter upon which the United Nations was founded.

(b) It is the sense of the Congress that—

(1) a review of United States participation in the United Nations is urgently called for with a view to examining—

(A) the extent and levels of United States financial contributions to the United Nations;

(B) the importance of the United Nations, as presently constituted, to fulfilling the policies and objectives of the United States;

(C) the benefits derived by the United States from participation in the United Nations;

Recommendations.

(2) the President should review and make recommendations to the Congress regarding the matters described in this section by June 30, 1984; and

(3) the Secretary of State should communicate to the member states of the General Assembly of the United Nations the policy contained in this section.

97 STAT. 1022

REPORT ON POLICIES PURSUED BY OTHER COUNTRIES IN INTERNATIONAL ORGANIZATIONS

Submittal to Congress.
22 USC 287b note.

SEC. 117. The Secretary of State shall transmit to the Speaker of the House of Representatives and the chairman of the Committee on Foreign Relations of the Senate, by January 31 of each year, a report regarding the policies which each member country of the United Nations pursues in international organizations of which the United States is a member. The report shall describe generally each country's foreign policies as reflected in its activities in international organizations and shall detail their respective positions on major issues of interest to the United States, including key decisions relating to the budget of international organizations.

1985 CONFERENCE—UNITED NATIONS DECADE FOR WOMEN

SEC. 118. The President shall use every available means at his disposal to ensure that the 1985 Conference to commemorate the conclusion of the United Nations Decade for Women is not dominated by political issues extraneous to the goals of the 1985 Women's Conference that would jeopardize United States participation in and support for that Conference consistent with applicable legislation concerning United States contributions to the United Nations. Prior to the 1985 Conference, the President shall report to the Congress on the nature of the preparations, the adherence to the original goals of the Conference, and the extent of any continued United States participation and support for the Conference.

Report to Congress.

UNITED NATIONS WORLD ASSEMBLY ON AGING

SEC. 119. (a) The Congress finds that—

(1) in 1977 the Congress called for the United Nations to convene a World Assembly on Aging;

(2) the United Nations World Assembly on Aging was held in Vienna, Austria, from July 26 to August 6, 1982, and unanimously adopted the Vienna International Plan of Action on Aging on August 6, 1982, which called for the development of policies designed to enhance the individual lives of the aging and to allow the aging to enjoy their advancing years in peace, health, and security;

(3) the United Nations General Assembly on December 3, 1982, unanimously endorsed the World Assembly International Plan of Action; and

(4) the General Assembly of the United Nations, in adopting the plan, called upon governments to make continuous efforts to implement the principles and recommendations contained in the Plan of Action as adopted by the World Assembly on Aging.

(b) Therefore, it is the sense of the Congress that the President should take steps to—

(1) encourage Government-wide participation in implementing the recommendations of the World Assembly and planning for the scheduled review in 1985 by the United Nations on the implementation of the Vienna International Plan of Action on Aging;

(2) encourage the exchange of information and the promotion of research on aging among the States, the Federal Government, international organizations, and other nations; 97 STAT. 1023

(3) encourage greater private sector involvement in responding to the concerns of the aging; and

(4) inform developing nations that the United States Government recognizes aging as an important issue, requiring close and sustained attention in national and regional development plans.

EUROPEAN SPACE AGENCY

SEC. 120. Section 11 of the International Organizations Immunities Act (22 U.S.C. 288f-1) is amended by striking out "European Space Research Organization" and inserting in lieu thereof "European Space Agency".

ALLOCATION AUTHORITY

SEC. 121. Section 8 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2675) is amended to read as follows:

"SEC. 8. The Secretary of State may allocate or transfer to any department, agency, or independent establishment of the United States Government (with the consent of the head of such department, agency, or establishment) any funds appropriated to the Department of State, for direct expenditure by such department, agency, or independent establishment for the purposes for which the funds were appropriated in accordance with authority granted in this Act or under authority governing the activities of such department, agency, or independent establishment.".

EMERGENCY EXPENDITURES

SEC. 122. (a) Section 4 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2671) is amended—

(1) by redesignating paragraphs (a) and (b) as paragraphs (1) and (2);

(2) by inserting "(a)" after "SEC. 4.";

(3) by inserting "subject to subsection (b)," before "make expenditures" in subsection (a)(1), as redesignated by paragraphs (1) and (2) of this section; and

(4) by adding at the end thereof the following new subsection:

"(b)(1) Expenditures described under subsection (a) shall be made only for such activities as—

"(A) serve to further the realization of foreign policy objectives;

"(B) are a matter of urgency to implement;

"(C) with respect to activities the expenditures for which are required to be certified under subsection (a), require confidentiality in the best interests of the conduct of foreign policy by the United States; and

"(D) are not otherwise prohibited by law.

"(2) Activities described in paragraph (1) include—

"(A) the evacuation of United States Government employees and their dependents and private United States citizens when their lives are endangered by war, civil unrest, or natural disaster;

"(B) loans made to destitute citizens of the United States who are outside the United States and made to provide for the return to the United States of its citizens;

"(C) visits by foreign chiefs of state or heads of government to the United States;

"(D) travel of delegations representing the President at any inauguration or funeral of a foreign dignitary;

"(E) travel of the President, the Vice President, or a Member of Congress to a foreign country, including advance arrangements, escort, and official entertainment;

"(F) travel of the Secretary of State within the United States and outside the United States, including official entertainment;

"(G) official representational functions of the Secretary of State and other principal officers of the Department of State;

"(H) official functions outside the United States the expenses for which are not otherwise covered by amounts appropriated for representation allowances;

"(I) investigations and apprehension of groups or individuals involved in fraudulent issuance of United States passports and visas; and

"(J) gifts of nominal value given by the President, Vice President, or Secretary of State to a foreign dignitary.

Audit. Report to Congress.

"(c) The Inspector General of the Department of State and the Foreign Service shall conduct an annual confidential audit of the Department of State's emergency expenditures and prepare and transmit to the Speaker of the House of Representatives and the Committee on Foreign Relations of the Senate an annual report indicating whether such expenditures were made in accordance with subsections (a) and (b) of this section.

Repatriation loan program.

"(d) With regard to the repatriation loan program, the Secretary of State shall—

"(1) require the borrower to provide a verifiable address and social security number at the time of application;

"(2) require a written loan agreement which includes a repayment schedule;

"(3) bar passports from being issued or renewed for those individuals who are in default;

"(4) refer any loan more than one year past due to the Department of Justice for litigation;

"(5) obtain addresses from the Internal Revenue Service for all delinquent accounts which have social security numbers;

"(6) report defaults to commercial credit bureaus as provided in section 3711(f) of title 31, United States Code; 96 Stat. 2470.

"(7) be permitted to use any funds necessary to contract with commercial collection agencies, notwithstanding section 3718(c) of title 31, United States Code; 96 Stat. 2473.

"(8) charge interest on all loans as of May 1, 1983, with the rate of interest to be that set forth in section 3717(a) of title 31, United States Code; 96 Stat. 2472.

"(9) assess charges, in addition to the interest provided for in paragraph (8), to cover the costs of processing and handling delinquent claims, as of May 1, 1983;

"(10) assess a penalty charge, in addition to the interest provided for in paragraphs (8) and (9), of 6 per centum per year for failure to pay any portion of a debt more than ninety days past due; and

"(11) implement the interest and penalty provisions in paragraphs (8), (9), and (10) for all current and future loans, regardless of whether the debts were incurred before or after May 1, 1983.".

97 STAT. 1025

REPROGRAMING NOTIFICATIONS

22 USC 2651 note.

SEC. 123. Title I of the State Department Basic Authorities Act of 1956 is amended by redesignating section 34 as section 35 and by inserting the following new section 34 after section 33:

22 USC 2706.

"SEC. 34. Unless the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate are notified fifteen days in advance of the proposed reprograming, funds appropriated for the Department of State shall not be available for obligation or expenditure through any reprograming of funds—

"(1) which creates new programs;

"(2) which eliminates a program, project, or activity;

"(3) which increases funds or personnel by any means for any project or activity for which funds have been denied or restricted by the Congress;

"(4) which relocates an office or employees;

"(5) which reorganizes offices, programs, or activities;

"(6) which involves contracting out functions which had been performed by Federal employees; or

"(7) which involves a reprograming in excess of $250,000 or 10 per centum, whichever is less, and which (A) augments existing programs, projects, or activities, (B) reduces by 10 per centum or more the funding for any existing program, project, activity, or personnel approved by the Congress, or (C) results from any general savings from a reduction in personnel which would result in a change in existing programs, activities, or projects approved by the Congress.".

INTERNATIONAL COMMUNICATIONS AND INFORMATION POLICY

22 USC 2651 note.

SEC. 124. Title I of the State Department Basic Authorities Act of 1956, as amended by section 123 of this Act, is further amended by redesignating section 35 as section 36 and by inserting the following new section after section 34:

22 USC 2707.

"SEC. 35. (a) The Secretary of State shall assign responsibility for international communications and information policy matters within the Department of State to an appropriate Under Secretary of State (hereafter in this section referred to as the 'Under Secretary').

"(b) The Secretary of State shall establish, within the Department of State, an Office of the Coordinator for International Communications and Information Policy, headed by a Coordinator who shall be responsible to the Under Secretary. The Coordinator shall be appointed by the President, by and with the advice and consent of the Senate, and shall have the rank of ambassador. The Coordinator shall be responsible, on behalf of the Under Secretary, for formulation, coordination, and oversight of international communications and information policy assigned to the Under Secretary. On behalf of the Under Secretary, the Coordinator shall—

"(1) maintain continuing liaison with the bureaus and offices of the Department of State and with other executive branch agencies concerned with international communications and information policy;

"(2) in accordance with such authority as may be delegated by the President pursuant to Executive order, chair such agency and interagency meetings as may be necessary to coordinate actions on pending issues to ensure proper policy coordination;

"(3) in accordance with such authority as may be delegated by the President pursuant to Executive order, supervise and coordinate the activities of the Senior Interagency Group on International Communications and Information Policy;

"(4) coordinate the activities of, and assist as appropriate, interagency working level task forces and committees concerned with specific aspects of international communications and information policy;

"(5) maintain liaison with the members and staffs of committees of the Congress concerned with international communications and information policy and provide testimony before such committees;

"(6) maintain appropriate liaison with representatives of the private sector to keep informed of their interests and problems, meet with them, and provide such assistance as may be needed to ensure that matters of concern to the private sector are promptly considered by the Department or other executive branch agencies; and

"(7) assist in arranging meetings of such public sector advisory groups as may be established to advise the Department of State and other executive branch agencies in connection with international communications and information policy issues.".

COUNSELOR OF THE DEPARTMENT OF STATE

SEC. 125. (a) Section 2 of the Act entitled "An Act to strengthen and improve the organization and administration of the Department of State, and for other purposes", approved May 26, 1949 (22 U.S.C. 2653), is amended by striking out "Counselor of the Department of State and the Legal Adviser who are" in the second sentence and inserting in lieu thereof "Legal Adviser who is".

(b)(1) Section 5314 of title 5, United States Code, is amended by inserting immediately after the item relating to the Under Secretaries of State the following:

"Counselor of the Department of State.".

5 USC 5315. (2) Section 5315 of such title is amended by striking out "Counselor of the Department of State.".

ATTENDANCE OF CITIZENS OF THE TRUST TERRITORY OF THE PACIFIC ISLANDS AT THE FOREIGN SERVICE INSTITUTE

SEC. 126. Section 701 of the Foreign Service Act of 1980 (22 U.S.C. 4021) is amended by adding at the end thereof the following new subsection:

"(c) Training and instruction may be provided at the Institute for not to exceed sixty citizens of the Trust Territory of the Pacific Islands in order to prepare them to serve as members of the foreign services of the Federated States of Micronesia, the Marshall Islands, and Palau. The authority of this subsection shall expire when the Compact of Free Association is approved by the Congress.".

FOREIGN NATIONAL EMPLOYEES

SEC. 127. (a) Section 408(a)(1) of the Foreign Service Act of 1980 (22 U.S.C. 3968(a)(1)) is amended in the last sentence by inserting "(A)" immediately after "provision for" and by inserting immediately before the period at the end thereof the following: ", and (B) payments by the Government and foreign national employees to a trust or other fund in a financial institution in order to finance future benefits for foreign national employees, including provision for retention in the fund of accumulated interest for the benefit of covered foreign national employees".

(b)(1) Section 5944 of title 5, United States Code, is repealed. Repeal.
(2) The chapter analysis for chapter 59 of such title 5 is amended by striking out the item relating to section 5944.

CODIFICATION OF MERESMAN CASE

Sec. 128. Section 2103(f) of the Foreign Service Act of 1980 (22 U.S.C. 4153(f)) is amended in the last sentence by striking out "determined in accordance with chapter 8 of title I of this Act" and inserting in lieu thereof "on the same basis as a member retired from the Senior Foreign Service under section 607(c)(1), and section 609(a)(2)(B) shall be deemed to apply to such officer".

FOREIGN SERVICE VOTING RESIDENCE

Sec. 129. (a) Chapter 9 of title I of the Foreign Service Act of 1980 is amended by adding at the end thereof the following:

22 USC 4086.

"Sec. 906. Entitlement to Vote in a State in a Federal Election.—(a) Except as provided in subsection (b) and in such manner as shall be otherwise authorized by a State or other jurisdiction within the territory of the United States, a member of the Service residing outside the United States shall, in addition to any entitlement to vote in a State in a Federal election under section 3 of the Overseas Citizens Voting Rights Act (42 U.S.C. 1973dd-1), be entitled to vote in a Federal election in the State in which such member was last domiciled immediately before entering the Service if such member—

"(1) makes an election of that State;

"(2) notifies that State of such election and notifies any other States in which he or she is entitled to vote of such election; and

"(3) otherwise meets the requirements of such Act.

"(b) The provisions of subsection (a) shall apply only to an individual who becomes a member of the Service on or after the date of enactment of this section and shall not apply to an individual who registers to vote in a State in which he is entitled to vote under section 3 of Overseas Citizens Voting Rights Act.".

42 USC 1973dd-1.

(b) The table of contents in section 2 of the Foreign Service Act of 1980 is amended by inserting the following new item after the item relating to section 905:

"Sec. 906. Entitlement to Vote in a State in a Federal Election.".

MERGER OF FOREIGN SERVICE INFORMATION CORPS WITH FOREIGN SERVICE CORPS

Sec. 130. (a) Section 102 of the Foreign Service Act of 1980 (22 U.S.C. 3902) is amended—

(1) by striking out "(a)"; and

(2) by striking out subsection (b).

(b) Section 502 of such Act (22 U.S.C. 3982) is amended by adding at the end thereof the following:

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"(d) The Secretary of State, in conjunction with the heads of the other agencies utilizing the Foreign Service personnel system, shall implement policies and procedures to insure that Foreign Service officers and members of the Senior Foreign Service of all agencies are able to compete for chief of mission positions and have opportunities on an equal basis to compete for assignments outside their areas of specialization.".

Report to Congress.
22 USC 3982 note.

(c) Not later than one year after the date of enactment of this section, the Secretary of State shall submit a report to the Speaker of the House of Representatives and the chairman of the Committee on Foreign Relations of the Senate describing the policies and procedures adopted pursuant to the amendment made by subsection (b).

DANGER PAY

SEC. 131. Section 5928 of title 5, United States Code, is amended by adding at the end thereof the following: "The presence of nonessential personnel or dependents shall not preclude payment of an allowance under this section. In each instance where an allowance under this section is initiated or terminated, the Secretary of State shall inform the Speaker of the House of Representatives and the Committee on Foreign Relations of the Senate of the action taken and the circumstances justifying it.".

SECURITY OFFICERS

SEC. 132. Section 2104 of the Foreign Service Act of 1980 (22 U.S.C. 4154) is amended by adding at the end thereof the following new subsection:

"(c) The three-year period referred to in subsection (a) shall be extended for an additional period not to exceed one year from the date of enactment of this section in the case of Department of State security officers who are members of the Service and who were initially ineligible for conversion under that subsection because they were available for worldwide assignment and there was a need for their services in the Service, but as to whom subsequent events require the services of these members (and of those later employed who are similarly situated) only or primarily for domestic functions.".

FOREIGN RELATIONS PUBLICATIONS

SEC. 133. (a) The Congress expresses concern about the excessive delays currently experienced in the publication of the Department of State's vital series of historical volumes, "The Foreign Relations of the United States". It is the sense of the Congress that the current delays must be substantially reduced so that publication of this series will occur after twenty years, and no later than twenty-five years, from the date of the events themselves.

Report to congressional committees.

(b) The Historian of the Department of State shall prepare and submit a report within three months after the date of enactment of this Act to the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives explaining the reasons for these delays and the steps which would be required to reach the goal of publication within twenty-five years.

97 STAT. 1029

UNITED STATES DIPLOMATIC RELATIONS WITH THE VATICAN

22 USC 2656 note.

SEC. 134. In order to provide for the establishment of United States diplomatic relations with the Vatican, the Act entitled "An Act making Appropriations for the Consular and Diplomatic Expenses of the Government for the Year ending thirtieth June, eighteen hundred and sixty-eight, and for other purposes", approved February 28, 1867, is amended by repealing the following sentence (14 Stat. 413): "And no money hereby or otherwise appropriated shall be paid for the support of an American legation at Rome, from and after the thirtieth day of June, eighteen hundred and sixty-seven.".

USE OF HERBICIDES CONTAINING DIOXIN COMPOUNDS BY INTERNATIONAL COMMISSIONS

Funding restriction.

SEC. 135. (a) Notwithstanding any other provision of law, none of the funds made available under this Act for "International Commissions" for the fiscal year 1984 and the fiscal year 1985 shall be available for the use, by such commissions or their agents, of herbicides containing dioxin compounds.

(b) Unless the Committee on Foreign Relations and the Committee on Environment and Public Works of the Senate, the Committee on Foreign Affairs of the House of Representatives, and the Governors of the affected border States are notified forty-five days in advance of the use of a herbicide by an international commission, funds appropriated for such use shall not be available for obligation or expenditure. Such notification shall include—

(1) the name of the herbicide;

(2) an estimate of the quantity of herbicide planned for use;

(3) an identification of the area on which the herbicide will be used; and

(4) a description of the herbicide's chemical composition.

FOREIGN SERVICE BUILDINGS ACT

SEC. 136. The Foreign Service Buildings Act, 1926 (22 U.S.C. 292–301), is amended by adding at the end thereof the following new section:

Contracts.
Bidder qualifications.
22 USC 302.

"SEC. 11. (a) Eligibility for award of contracts under this Act or of any other contract by the Secretary of State, including lease-back or other agreements, the purpose of which is to obtain the construction, alteration, or repair of buildings and grounds abroad, when estimated to exceed $5,000,000, including any contract alternatives or options, shall be limited, after a determination that adequate competition will be obtained thereby, to (1) American-owned bidders and (2) bidders from countries which permit or agree to permit substantially equal access to American bidders for comparable diplomatic and consular building projects, except that participation may be permitted by or limited to host-country bidders where required by international agreement or by the law of the host country or where determined by the Secretary of State to be necessary in the interest of bilateral relations or necessary to carry out the construction project.

"(b)(1) Generally applicable laws and regulations pertaining to licensing and other qualifications to do business in the country in which the contract is to be performed shall not be deemed a limitation of access for purposes of this section.

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"(2) For purposes of determining competitive status, bids qualifying under subsection (a)(1) shall be reduced by 10 per centum.

"(3) A determination of adequacy of competition for purposes of subsection (a) shall be made after advance publication by the Secretary of State of the proposed project, and receipt from not less than two prospective responsible bidders of intent to submit a bid or proposal. If competition is not determined to be adequate, contracts may be awarded without regard to subsection (a) and this subsection.

"(4) Bidder qualification under subsection (a) shall be determined on the basis of nationality of ownership, the burden of which shall be on the prospective bidder. Qualification under subsection (a)(1) shall require evidence of (A) performance of similar construction work in the United States, and (B) either (i) ownership in excess of fifty percent by United States citizens or permanent residents, or (ii) incorporation in the United States for more than three years and employment of United States citizens or permanent residents in more than half of the corporation's permanent full-time professional and managerial positions in the United States.

"(5) Qualification under this section shall be established on the basis of determinations at the time bids are requested.

"(c) Contracts for construction, alteration, or repair in the United States for or on behalf of any foreign mission (as defined in section 202(a)(4) of title II of the State Department Basic Authorities Act of 1956 (22 U.S.C. 4302(a)(4)) may, pursuant to the authority of that title, only be awarded to or performed by bidders qualifying under subsection (a) (1) or (2) or by nationals of the country for which the contract is being performed who are granted the right of entry into the United States for that purpose.

"(d) Determinations under this section shall be committed to the discretion of the Secretary of State.

Termination.

"(e) This section shall cease to be effective when the Secretary of State determines that there are internationally-agree upon rules in effect on bidding for construction contracts.".

UNITED STATES CONSULATES

Report to congressional committees.

SEC. 137. Section 103(b) of the Department of State Authorization Act, fiscal years 1982 and 1983 (22 U.S.C. 2656 note) is amended by striking out the period at the end thereof and inserting in lieu thereof the following: ", to the extent such reopening is authorized by the foreign government involved. A report shall be made to the Committee on Foreign Relations of the Senate and the Committtee on Foreign Affairs of the House of Representatives concerning the extent to which such foreign government authorization has been received, and the progress achieved with respect to the reopening of the specified consulates.".

United States Information Agency Authorization Act, Fisal Years 1984 and 1985.

TITLE II—UNITED STATES INFORMATION AGENCY

SHORT TITLE

97 STAT. 1031

SEC. 201. This title may be cited as the "United States Information Agency Authorization Act, Fiscal Years 1984 and 1985".

AUTHORIZATION OF APPROPRIATIONS

22 USC 1431 note, 2451 note, 1461 note.

SEC. 202. In addition to the amounts otherwise authorized for such purposes, there are authorized to be appropriated for the United States Information Agency $642,348,000 for the fiscal year 1984 and $806,239,000 for the fiscal year 1985 to carry out international information, educational, cultural, and exchange programs under the United States Information and Educational Exchange Act of 1948, the Mutual Educational and Cultural Exchange Act of 1961, and Reorganization Plan Numbered 2 of 1977, and other purposes authorized by law.

IMPROVEMENT OF VOICE OF AMERICA FACILITIES AND OPERATIONS

SEC. 203. Of the authorizations of appropriations contained in section 202—

(1) authorizations of $47,959,000 for the fiscal year 1984, which shall be available for the acquisition and construction of radio facilities, and

(2) authorizations of $164,800,000 for the fiscal year 1985, which shall be available for essential modernization of the facilities and operations of the Voice of America,

shall remain available until the appropriations are made, and when those amounts are appropriated they are authorized to remain available until expended.

INTERNAL AUDITORS

SEC. 204. Of the amounts authorized to be appropriated by section 202, not less than $600,000 for each of the fiscal years 1984 and 1985 shall be available only for the employment of twelve professional internal auditors for the United States Information Agency in excess of any internal auditors employed by the Agency during fiscal year 1983.

FUNDS FOR THE NATIONAL ENDOWMENT FOR DEMOCRACY

SEC. 205. Of the amounts appropriated for the United States Information Agency for each of the fiscal years 1984 and 1985, not less than $31,300,000 shall be available only for a grant, in accordance with title V of this Act, to the National Endowment for Democracy for use in carrying out its purposes.

Post, p. 1039.

EDUCATIONAL AND CULTURAL EXCHANGES

SEC. 206. (a) Of the funds authorized to be appropriated for the United States Information Agency for the fiscal year 1984, not less than $100,500,000 shall be available only for grants for the Fulbright Academic Exchange Programs and the International Visitor Program, not less than $3,729,000 shall be available only for grants for the Humphrey Fellowship Program, and not more than $7,100,000 shall be available for the Private Sector Program. Funds authorized to be appropriated by this title for the Private Sector Program shall be available only for grants to not-for-profit cultural, educational, or exchange-of-persons organizations. Of the funds authorized to be appropriated for the United States Information Agency for fiscal year 1984, $3,000,000 shall be available only for enhancements of United States libraries overseas and programs providing support services to foreign students studying, or intending to study, in the United States.

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(b) Of the funds authorized to be appropriated for the United States Information Agency for the fiscal year 1985, not less than $123,100,000 shall be available only for grants for the Fulbright Academic Exchange Programs and the International Visitor Program, and not less than $4,435,000 shall be available only for grants for the Humphrey Fellowship Program.

PRIVATE SECTOR PROGRAM

Limitation.
22 USC 2460 note.

SEC. 207. (a) No funds authorized to be appropriated for the Private Sector Program shall be used to pay for foreign travel by any United States citizen who, in the five years preceding the date of the proposed foreign travel, made two or more trips financed in whole or in substantial part by grants from the Private Sector Program. This limitation shall not apply to escort interpreters accompanying delegations, to artists accompanying exhibitions, to persons engaging in theatrical or musical performances, or to the full-time staff of the grantee organization. In addition, the Director of the Bureau of Educational and Cultural Affairs may waive this limitation in exceptional cases if he determines that foreign travel is essential to the successful completion of the grant program and so certifies in writing to the Speaker of the House of Representatives and the chairman of the Committee on Foreign Relations of the Senate at least fifteen days prior to the commencement of the proposed foreign travel.

Waiver.

Report to Congress.

(b) Not later than January 31 of each year, the Director of the Bureau of Educational and Cultural Affairs shall submit to the Speaker of the House of Representatives and the Chairman of the Committee on Foreign Relations of the Senate a report listing all individuals, with their organization, who in the preceding five years made two or more trips involving foreign travel financed in whole or substantial part by grants from the Private Sector Program.

INTERNATIONAL YOUTH YEAR

Grants.

SEC. 208. (a) From the funds allocated to the Private Sector Program, the United States Information Agency may make grants to youth and youth service organizations in support of activities to promote participation by American young people in the activities of International Youth Year. Activities to be supported shall involve exchange-of-persons. Grants under this subsection shall be subject to all applicable guidelines and notification requirements, except that organizations receiving such grants shall not be subject to the funding limitation on newer organizations which is contained in the "ECA Grant Guidelines" which were submitted to the Congress on May 4, 1983 (see pages 42-44 of the report of the Committee on Foreign Relations on S. 1342 (Senate Report Numbered 98-143) and pages 66-68 of the report of the Committee on Foreign Affairs to accompany H.R. 2915 (House of Representatives Report Numbered 98-130)).

Membership criteria.

(b) The Secretary of State shall ensure that any organization designated by the United States Government, or any agency thereof, as the official United States commission or committee for United States participation in International Youth Year meets the following criteria: (1) the membership of such organization is open to all major youth and youth service organizations; (2) the charter of such organization provides that the organization will have full financial responsibility for its own assets, receipts, and expenditures; and (3) the composition of the Governing Board shall be elected from the constituent youth and youth service organizations, and in such an election the size of the membership of the constituent youth and youth service organizations shall be an important factor. Clause (3) shall not be construed as requiring any particular system of proportional representation in the election of the Governing Board.

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Funding restriction.

(c) No funds authorized to be appropriated by this Act shall be made available to any organization to coordinate or plan for United States participation in International Youth Year if that organization does not meet the criteria specified in subsection (b).

PROHIBITION ON LOBBYING WITH UNITED STATES FUNDS BY UNITED STATES INFORMATION AGENCY GRANTEE ORGANIZATIONS

SEC. 209. None of the funds authorized to be appropriated by this title shall be used by any grantee organization of the United States Information Agency for lobbying or propaganda which is directed at influencing public policy decisions of the Government of the United States or any State or locality thereof. This section shall not be construed so as to abridge the right of any grantee organization to exercise the same freedom of speech as is protected by the first article of amendment of the United States Constitution, so long as such organization does not use funds provided under this title in exercising such right.

FUNDS FOR OFFICIAL RECEPTIONS AND ENTERTAINMENT EXPENSES

SEC. 210. Notwithstanding any other provision of law, not more than $20,000 of the funds authorized to be appropriated to the United States Information Agency for the fiscal year 1984 or for the fiscal year 1985 shall be available for domestic representation or entertainment expenses, including official receptions.

FUNDS FOR UNITED STATES-GERMAN TEENAGE EXCHANGE

SEC. 211. In addition to amounts otherwise authorized to be appropriated for the United States Information Agency, there are authorized to be appropriated $2,500,000 for the fiscal year 1984 and $2,500,000 for the fiscal year 1985 to carry out a United States-German teenage exchange sponsored by the Members of the United States Congress and the West German Bundestag.

FUNDING FOR UNITED STATES PARTICIPATION IN THE TSUKUBA, JAPAN EXPOSITION 1985

SEC. 212. In addition to amounts otherwise made available for such purpose, there are authorized to be appropriated to the United

States Information Agency, without fiscal year limitation, $4,000,000 for expenses in connection with United States participation in the Tsukuba, Japan Exposition 1985.

97 STAT. 1034

CHARTER FOR THE BUREAU OF EDUCATIONAL AND CULTURAL AFFAIRS

SEC. 213. The Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2451-2458a) is amended by adding at the end thereof the following new section: 22 USC 2460.

"SEC. 112. (a) In order to carry out the purposes of this Act, there is established in the United States Information Agency, or in such appropriate agency of the United States as the President shall determine, a Bureau of Educational and Cultural Affairs (hereinafter in this section referred to as the 'Bureau'). The Bureau shall be responsible for managing, coordinating, and overseeing programs established pursuant to this Act, including but not limited to—

"(1) the J. William Fulbright Educational Exchange Program which, by promoting the exchange of scholars, researchers, students, trainees, teachers, instructors, and professors, between the United States and foreign countries, accomplishes the purposes of section 102(a)(1) of this Act;

"(2) the Hubert H. Humphrey Fellowship Program which finances (A) study at American universities and institutions of higher learning, including study in degree granting programs, and (B) participation in fellowships, internships, or other programs in American governmental and nongovernmental institutions for public managers and other individuals from developing countries;

"(3) the International Visitors Program which provides grants for short-term visits to the United States for foreign nationals who are, or have the potential to be, leaders in their respective fields in their own countries;

"(4) the American Cultural Centers and Libraries which make available at selected foreign locations, books, films, sound recordings, and other materials about the United States, its people and culture, and about other topics;

"(5) the American Overseas Schools Program which provides financial assistance to the operations of American-sponsored schools overseas;

"(6) the American Studies Program which fosters and supports the study of the United States, and its people and culture, in foreign countries; and

"(7) a program of working with private, not-for-profit groups through contracts, grants, or cooperative agreements, as authorized by section 102 of this Act, so as to provide financial assistance to nongovernmental organizations engaged in implementing and enhancing exchange-of-persons programs.

"(b) The President shall insure that all programs under the authority of the Bureau shall maintain their nonpolitical character and shall be balanced and representative of the diversity of American political, social, and cultural life. The President shall insure that academic and cultural programs under the authority of the Bureau shall maintain their scholarly integrity and shall meet the highest standards of academic excellence or artistic achievement.

"(c) The Bureau shall administer no programs except those operating under the authority of this Act and consistent with its purposes.".

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NOTIFICATION OF REPROGRAMINGS AND GRANTS

SEC. 214. Title VII of the United States Information and Educational Exchange Act of 1948 (22 U.S.C. 1476-1477b) is amended by adding at the end thereof the following new section:

22 USC 1477c. "SEC. 705. (a) Unless the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate are notified fifteen days in advance of a proposed reprograming, funds appropriated for the United States Information Agency shall not be available for obligation or expenditure through any such reprograming of funds—

"(1) which creates new programs;

"(2) which eliminates a program, project, or activity;

"(3) which increases funds or personnel by any means for any project or activity for which funds have been denied or restricted by the Congress;

"(4) which relocates an office or employees;

"(5) which reorganizes offices, programs, or activities;

"(6) which involves contracting out functions which had been performed by Federal employees; or

"(7) which involves a reprograming in excess of $250,000 or 10 per centum, whichever is less, and which (A) augments existing programs, projects, or activities, (B) reduces by 10 per centum or more the funding for any existing program, project, or activity, or personnel approved by the Congress, or (C) results from any general savings from a reduction in personnel which would result in a change in existing programs, activities, or projects approved by the Congress.

"(b) In addition, the United States Information Agency may award program grants for the fiscal years 1984 and 1985 only if the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate are notified fifteen days in advance of the proposed grant.".

SUPPLEMENTAL ALLOWANCE FOR USIA PERSONNEL STATIONED IN NEW YORK CITY

SEC. 215. Section 9 of the United Nations Participation Act of 1945 (22 U.S.C. 287e-1) is amended—

(1) in paragraph (1), by inserting ", and any employee of the United States Information Agency designated by the Director of that Agency," immediately after "Secretary of State"; and

(2) in the last sentence, by striking out "forty-five employees" and inserting in lieu thereof "fifty employees, including not more than five employees of the United States Information Agency,".

DISTRIBUTION WITHIN THE UNITED STATES OF THE UNITED STATES INFORMATION AGENCY FILM ENTITLED "THANKSGIVING IN PESHAWAR"

SEC. 216. (a) Notwithstanding the second sentence of section 501 of the United States Information and Education Exchange Act of 1948 (22 U.S.C. 1461(a))—

(1) the Director of the United States Information Agency shall make available to the Administrator of General Services a master copy of the film entitled "Thanksgiving in Peshawar"; and

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(2) upon evidence that necessary United States rights and licenses have been secured and paid for by the person seeking domestic release of the film, the Administrator shall reimburse the Director for any expenses of the Agency in making that master copy available, shall deposit that film in the National Archives of the United States, and shall make copies of that film available for purchase and public viewing within the United States.

Reimbursement. (b) Any reimbursement to the Director pursuant to this section shall be credited to the applicable appropriation of the United States Information Agency.

INCREASED LEASING AUTHORITY FOR RADIO FACILITIES

SEC. 217. Section 801(3) of the United States Information and Educational Exchange Act of 1948 (22 U.S.C. 1471(3)) is amended by striking out "ten years" and inserting in lieu thereof "twenty-five years".

TITLE III—BOARD FOR INTERNATIONAL BROADCASTING

Board for International Broadcasting Authorization Act, Fiscal Years 1984 and 1985. 22 USC 2871 note.

SHORT TITLE

SEC. 301. This title may be cited as the "Board for International Broadcasting Authorization Act, Fiscal Years 1984 and 1985".

AUTHORIZATIONS OF APPROPRIATIONS

SEC. 302. Subparagraph (A) of section 8(a)(1) of the Board for International Broadcasting Act of 1973 (22 U.S.C. 2877(a)(1)(A)) is amended to read as follows:

"(A) $111,600,000 for the fiscal year 1983, $106,055,000 for the fiscal year 1984, and $111,251,000 for the fiscal year 1985; and".

FOREIGN CURRENCY GAINS

SEC. 303. Section 8(b) of the Board for International Broadcasting Act of 1973 (22 U.S.C. 2877(a)) is amended to read as follows:

"(b) Beginning with fiscal year 1983, any amount appropriated under subsection (a)(1) of this section which, because of upward fluctuations in foreign currency exchange rates, is in excess of the amount necessary to maintain the budgeted level of operation for RFE/RL, Incorporated, may be merged with and made available for the same time period and same purposes as amounts appropriated under subsection (a)(2) of this section.".

BENEFITS FOR CERTAIN RETIREES AND SURVIVING SPOUSES OF EMPLOYEES OF RADIO FREE EUROPE AND RADIO LIBERTY

SEC. 304. The Board for International Broadcasting Act of 1973 (22 U.S.C. 2871-2880) is amended by adding at the end thereof the following new section:

"BENEFITS FOR CERTAIN RETIREES AND SURVIVING SPOUSES OF EMPLOYEES OF RADIO FREE EUROPE AND RADIO LIBERTY

22 USC 2881.

"SEC. 12. The Congress hereby authorizes the Board to make available in accordance with the Supplemental Appropriations Act, 1983, $4,900,000 of the amount appropriated for the Board by that Act for enhancement of (1) the pensions and cost-of-living adjustments of individuals who retired from RFE/RL, Incorporated, before January 1, 1976, and (2) the benefits to which surviving spouses of employees of RFE/RL, Incorporated, are entitled by virtue of the creditable service of such employees rendered before January 1, 1976.".

Ante, p. 301.

SALARY OF THE RFE/RL PRESIDENT

SEC. 305. (a) The Board for International Broadcasting Act of 1973 (22 U.S.C. 2871-2880), as amended by section 304 of this Act, is further amended by adding at the end thereof the following new section:

"SALARY OF THE RFE/RL PRESIDENT

22 USC 2882.

"SEC. 13. Funds made available under this Act to RFE/RL, Incorporated, may not be used for the salary of the President of RFE/RL, Incorporated, at an annual rate in excess of the rate payable for level IV of the Executive Schedule under section 5315 of title 5, United States Code.".

22 USC 2882 note.

(b) The amendment made by this section applies with respect to funds used for the salary of any President of RFE/RL, Incorporated, who is appointed after the date of enactment of this Act.

POLICY ON BROADCASTS OF RFE/RL AND THE VOICE OF AMERICA CONCERNING SOVIET RELIGIOUS PERSECUTION

SEC. 306. It is the sense of the Congress that RFE/RL, Incorporated (commonly known as Radio Free Europe and Radio Liberty) and the Voice of America (VOA) are to be commended for their news and editorial coverage of the increasing religious persecution in the Soviet Union, including the declining levels of Jewish emigration, and are encouraged to intensify their efforts in this regard.

BALTIC DIVISION

Funding restriction.

SEC. 307. None of the funds authorized to be appropriated by the amendment made by section 302 of this Act may be used for a grant to RFE/RL, Incorporated, unless—

(1) the Estonian, Latvian, and Lithuanian radio services of RFE/RL, Incorporated, are organized as a separate division within Radio Liberty; and

(2) those radio services begin broadcasts under a name which would accurately reflect United States policy of not recognizing the illegal incorporation of Estonia, Latvia, and Lithuania into the Soviet Union.

POLICY ON THE JAMMING BY THE SOVIET UNION OF BROADCASTS OF THE VOICE OF AMERICA AND RFE/RL

SEC. 308. (a) The Congress finds that—

(1) the permanent unrestrained flow of accurate information would greatly facilitate mutual understanding and world peace;

(2) the Soviet Union and its allies are at present electronically jamming the broadcasts of the Voice of America and RFE/RL, Incorporated (commonly known as Radio Free Europe and Radio Liberty); and

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28 UST 5019.

(3) electronic jamming of international broadcasts violates at least four international agreements: Article 35(1) of the International Telecommunications Union Convention, Article 19 of the Universal Declaration of Human Rights, Article 19 of the International Covenant on Civil and Political Rights, and the Final Act of the Conference on Security and Cooperation in Europe (commonly known as the Helsinki Accords).

(b) It is the sense of the Congress that the President should urge the Government of the Soviet Union to terminate its jamming of the broadcasts of the Voice of America and RFE/RL, Incorporated.

The Asia Foundation Act.

TITLE IV—THE ASIA FOUNDATION

SHORT TITLE

22 USC 4401 note.

SEC. 401. This title may be cited as "The Asia Foundation Act".

FINDINGS

22 USC 4401.

SEC. 402. The Congress finds that—

(1) The Asia Foundation, a private nonprofit corporation incorporated in 1954 in the State of California, has long been active in promoting Asian-American friendship and cooperation and in lending encouragement and assistance to Asians in their own efforts to develop more open, more just, and more democratic societies;

(2) The Asia Foundation's commitment to strengthening indigenous Asian institutions which further stable national development, constructive social change, equitable economic

growth, and cooperative international relationships is fully consistent with and supportive of long-term United States interests in Asia;

(3) The Asia Foundation, as a private organization, is able to conduct programs in response to Asian initiatives that would be difficult or impossible for an official United States instrumentality, and it is in a position in Asia to respond quickly and flexibly to meet new opportunities;

(4) in recognition of the valuable contributions of The Asia Foundation to long-range United States foreign policy interests, the United States Government has, through a variety of agencies, provided financial support for The Asia Foundation; and

(5) it is in the interest of the United States, and the further strengthening of Asian-American friendship and cooperation, to establish a more permanent mechanism for United States Government financial support for the ongoing activities of The Asia Foundation, while preserving the independent character of the Foundation.

GRANTS TO THE ASIA FOUNDATION

SEC. 403. (a) The Secretary of State shall make an annual grant to The Asia Foundation with the funds made available under section 404. Such grants shall be in general support of the Foundation's programs and operations. The terms and conditions of grants pursuant to this section shall be set forth in a grant agreement between the Secretary of State and The Asia Foundation. 22 USC 4402.

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Interest.

(b) If funds made available to The Asia Foundation pursuant to this title or pursuant to any other provision of law are, with the permission of the head of the Federal agency making the funds available, invested by the Foundation or any of its subgrantees pending disbursement, the resulting interest is not required to be deposited in the United States Treasury if that interest is used for the purposes for which the funds were made available.

FUNDING

SEC. 404. There are authorized to be appropriated to the Secretary of State $5,000,000 for the fiscal year 1983, $10,000,000 for the fiscal year 1984, and $10,000,000 for the fiscal year 1985 for grants to The Asia Foundation pursuant to this title. 22 USC 4403.

TITLE V—NATIONAL ENDOWMENT FOR DEMOCRACY

National Endowment for Democracy Act.

SHORT TITLE

SEC. 501. This title may be cited as the "National Endowment for Democracy Act". 22 USC 4411 note.

NATIONAL ENDOWMENT FOR DEMOCRACY

SEC. 502. (a) The Congress finds that there has been established in the District of Columbia a private, nonprofit corporation known as the National Endowment for Democracy (hereafter in this title referred to as the "Endowment") which is not an agency or establishment of the United States Government. 22 USC 4411.

(b) The purposes of the Endowment, as set forth in its articles of incorporation, are—

(1) to encourage free and democratic institutions throughout the world through private sector initiatives, including activities which promote the individual rights and freedoms (including internationally recognized human rights) which are essential to the functioning of democratic institutions;

(2) to facilitate exchanges between United States private sector groups (especially the two major American political parties, labor, and business) and democratic groups abroad;

(3) to promote United States nongovernmental participation (especially through the two major American political parties, labor, business, and other private sector groups) in democratic training programs and democratic institution-building abroad;

(4) to strengthen democratic electoral processes abroad through timely measures in cooperation with indigenous democratic forces;

(5) to support the participation of the two major American political parties, labor, business, and other United States private sector groups in fostering cooperation with those abroad dedicated to the cultural values, institutions, and organizations of democratic pluralism; and

(6) to encourage the establishment and growth of democratic development in a manner consistent both with the broad concerns of United States national interests and with the specific

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requirements of the democratic groups in other countries which are aided by programs funded by the Endowment.

GRANTS TO THE ENDOWMENT

22 USC 4412.

SEC. 503. (a) The Director of the United States Information Agency shall make an annual grant to the Endowment to enable the Endowment to carry out its purposes as specified in section 502(b). Such grants shall be made with funds specifically appropriated for grants to the Endowment or with funds appropriated to the Agency for the "Salaries and Expenses" account. Such grants shall be made pursuant to a grant agreement between the Director and the Endowment which requires that grant funds will only be used for activities which the Board of Directors of the Endowment determines are consistent with the purposes described in section 502(b), that the Endowment will allocate funds in accordance with subsection (e) of this section, and that the Endowment will otherwise comply with the requirements of this title. The grant agreement may not require the Endowment to comply with requirements other than those specified in this title.

(b) Funds so granted may be used by the Endowment to carry out the purposes described in section 502(b), and otherwise applicable limitations on the purposes for which funds appropriated to the United States Information Agency may be used shall not apply to funds granted to the Endowment.

Restriction.

(c) Nothing in this title shall be construed to make the Endowment an agency or establishment of the United States Government or to make the members of the Board of Directors of the Endowment, or the officers or employees of the Endowment, officers or employees of the United States.

(d) The Endowment and its grantees shall be subject to the appropriate oversight procedures of the Congress.

(e) Of the amounts made available to the Endowment for each of the fiscal years 1984 and 1985 to carry out programs in furtherance of the purposes of this Act—

(1) not less than $13,800,000 shall be for the Free Trade Union Institute; and

(2) not less than $2,500,000 shall be to support private enterprise development programs of the National Chamber Foundation.

ELIGIBILITY OF THE ENDOWMENT FOR GRANTS

22 USC 4413.

SEC. 504. (a) Grants may be made to the Endowment under this title only if the Endowment agrees to comply with the requirements specified in this section and elsewhere in this title.

(b)(1) The Endowment may only provide funding for programs of private sector groups and may not carry out programs directly.

(2) The Endowment may provide funding only for programs which are consistent with the purposes set forth in section 502(b).

Salary or compensation.

(c)(1) Officers of the Endowment may not receive any salary or other compensation from any source, other than the Endowment, for services rendered during the period of their employment by the Endowment.

Travel expenses.

(2) If an individual who is an officer or employee of the United States Government serves as a member of the Board of Directors or as an officer or employee of the Endowment, that individual may not receive any compensation or travel expenses in connection with services performed for the Endowment.

Stock or dividends.

(d)(1) The Endowment shall not issue any shares of stock or declare or pay any dividends.

(2) No part of the assets of the Endowment shall inure to the benefit of any member of the Board, any officer or employee of the Endowment, or any other individual, except as salary or reasonable compensation for services.

Audits.

(e)(1) The accounts of the Endowment shall be audited annually in accordance with generally accepted auditing standards by independent certified public accountants or independent licensed public accountants certified or licensed by a regulatory authority of a State or other political subdivision of the United States. The audits shall be conducted at the place or places where the accounts of the Endowment are normally kept. All books, accounts, financial records, reports, files, and all other papers, things, or property belonging to or in use by the Endowment and necessary to facilitate the audits shall be made available to the person or persons conducting the audits; and full facilities for verifying transactions with any assets held by depositories, fiscal agents, and custodians shall be afforded to such person or persons.

Report.

(2) The report of each such independent audit shall be included in the annual report required by subsection (h). The audit report shall set forth the scope of the audit and include such statements as are necessary to present fairly the Endowment's assets and liabilities, surplus or deficit, with an analysis of the changes therein during the year, supplemented in reasonable detail by a statement of the Endowment's income and expenses during the year, and a statement of the application of funds, together with the independent auditor's opinion of those statements.

GAO audit.

(f)(1) The financial transactions of the Endowment for each fiscal year may be audited by the General Accounting Office in accordance with such principles and procedures and under such rules and regulations as may be prescribed by the Comptroller General of the United States. Any such audit shall be conducted at the place or places where accounts of the Endowment are normally kept. The representatives of the General Accounting Office shall have access to all books, accounts, records, reports, files, and all other papers, things, or property belonging to or in use by the Endowment pertaining to its financial transactions and necessary to facilitate the audit; and they shall be afforded full facilities for verifying transactions with any assets held by depositories, fiscal agents, and custodians. All such books, accounts, records, reports, files, papers, and property of the Endowment shall remain in the possession and custody of the Endowment.

Report to Congress.

(2) A report of each such audit shall be made by the Comptroller General to the Congress. The report to the Congress shall contain such comments and information as the Comptroller General may deem necessary to inform the Congress of the financial operations and condition of the Endowment, together with such recommendations with respect thereto as he may deem advisable. The report shall also show specifically any program, expenditure, or other financial transaction or undertaking observed in the course of the audit, which, in the opinion of the Comptroller General, has been carried on or made contrary to the requirements of this title. A copy of each report shall be furnished to the President and to the Endowment at the time submitted to the Congress.

Report to President.

Recordkeeping.

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(g)(1) The Endowment shall ensure that each recipient of assistance provided through the Endowment under this title keeps such records as may be reasonably necessary to fully disclose the amount and the disposition by such recipient of the proceeds of such assistance, the total cost of the project or undertaking in connection with which such assistance is given or used, and the amount and nature of that portion of the cost of the project or undertaking supplied by other sources, and such other records as will facilitate an effective audit.

Information accessibility.

(2) The Endowment shall ensure that it, or any of its duly authorized representatives, shall have access for the purpose of audit and examination to any books, documents, papers, and records of the recipient that are pertinent to assistance provided through the Endowment under this title. The Comptroller General of the United States or any of his duly authorized representatives shall also have access thereto for such purpose.

Report to President and Congress.

(h) Not later than December 31 of each year, the Endowment shall submit an annual report for the preceding fiscal year to the President for transmittal to the Congress. The report shall include a comprehensive and detailed report of the Endowment's operations, activities, financial condition, and accomplishments under this title and may include such recommendations as the Endowment deems appropriate. The Board members and officers of the Endowment shall be available to testify before appropriate committees of the Congress with respect to such report, the report of any audit made by the Comptroller General pursuant to subsection (f), or any other matter which any such committee may determine.

Foreign Missions Amendments Act of 1983.

TITLE VI—FOREIGN MISSIONS

SHORT TITLE

22 USC 4301 note.

Sec. 601. This title may be cited as the "Foreign Missions Amendments Act of 1983".

REQUIREMENT FOR LIABILITY INSURANCE

Sec. 602. Section 6 of the Diplomatic Relations Act (22 U.S.C. 254e) is amended—

(1) in subsection (a) by striking out "President" and inserting in lieu thereof "Director of the Office of Foreign Missions in the Department of State";

(2) in subsection (b) by striking out "The President shall, by regulation, establish liability insurance requirements" and inserting in lieu thereof "The Director of the Office of Foreign Missions shall, by regulation, establish liability insurance requirements which can reasonably be expected to afford adequate compensation to victims and which are"; and

(3) in subsection (c) by striking out "President" and inserting in lieu thereof "Director of the Office of Foreign Missions".

ENFORCEMENT OF COMPLIANCE WITH LIABILITY INSURANCE REQUIREMENTS

Sec. 603. Title II of the State Department Basic Authorities Act of 1956 is amended by inserting after section 204 (22 U.S.C. 4304) the

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following new section:

"ENFORCEMENT OF COMPLIANCE WITH LIABILITY INSURANCE REQUIREMENTS

22 USC 4304a.

"Sec. 204A. (a)(1) The head of a foreign mission shall notify promptly the Director of the lapse or termination of any liability insurance coverage held by a member of the mission, by a member of the family of such member, or by an individual described in section 19 of the Convention on Privileges and Immunities of the United Nations of February 13, 1946.

21 UST 1418.

"(2) Not later than February 1 of each year, the head of each foreign mission shall prepare and transmit to the Director a report including a list of motor vehicles, vessels, and aircraft registered in the United States by members of the mission, members of the families of such members, individuals described in section 19 of the Convention on Privileges and Immunities of the United Nations of February 13, 1946, and by the mission itself. Such list shall set forth for each such motor vehicle, vessel, or aircraft—

Report transmittal.

"(A) the jurisdiction in which it is registered;

"(B) the name of the insured;

"(C) the name of the insurance company;

"(D) the insurance policy number and the extent of insurance coverage; and

"(E) such other information as the Director may prescribe.

"(b) Whenever the Director finds that a member of a foreign mission, a member of the family of such member, or an individual described in section 19 of the Convention on Privileges and Immunities of the United Nations of February 13, 1946—

21 UST 1418.

"(1) is at fault for personal injury, death, or property damage arising out of the operation of a motor vehicle, vessel, or aircraft in the United States,

"(2) is not covered by liability insurance, and

"(3) has not satisfied a court-rendered judgment against him or is not legally liable,

the Director shall impose a surcharge or fee on the foreign mission of which such member or individual is a part, amounting to the unsatisfied portion of the judgment rendered against such member or individual or, if there is no court-rendered judgment, an estimated amount of damages incurred by the victim. The payment of any such surcharge or fee shall be available only for compensation of the victim or his estate.

Surcharge or fee.

"(c) For purposes of this section—

"(1) the term 'head of a foreign mission' has the same meaning as is ascribed to the term 'head of a mission' in Article 1 of the Vienna Convention on Diplomatic Relations of April 18, 1961 (T.I.A.S. numbered 7502; 23 U.S.T. 3227); and

"(2) the terms 'members of a mission' and 'family' have the same meanings as is ascribed to them by paragraphs (1) and (2) of section 2 of the Diplomatic Relations Act (22 U.S.C. 254a).".

DIRECTOR OF THE OFFICE OF FOREIGN MISSIONS

SEC. 604. (a) Section 203 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 4303) is amended in subsection (a)—

(1) in the second sentence by striking out "appointed by the Secretary" and inserting in lieu thereof "appointed by the President by and with the advice and consent of the Senate"; and

(2) by adding at the end thereof the following: "The Director shall have the rank of ambassador. The Director shall be an individual who is a member of the Foreign Service, who has been a member of the Foreign Service for at least ten years, who has significant administrative experience, and who has served in countries in which the United States has had significant problems in assuring the secure and efficient operations of its missions as the result of the actions of other countries.".

(b) Such section is further amended by redesignating subsection (b) as subsection (c) and by inserting the following new subsection (b) after subsection (a):

"(b) There shall also be a Deputy Director of the Office of Foreign Missions who shall be an individual who has served in the United States intelligence community.".

(c) The amendments made by this section shall apply with respect to any Director of the Office of Foreign Missions, and to any Deputy Director of the Office of Foreign Missions, appointed after the date of enactment of this Act.

22 USC 4303 note.

EXTRAORDINARY PROTECTIVE SERVICES

SEC. 605. (a) Of the amounts authorized to be appropriated for "Administration of Foreign Affairs" by section 102(1) of this Act, $6,000,000 for the fiscal year 1984 and $6,300,000 for the fiscal year 1985 may be used for the provision of protective services directly or by contract in locations for which funds are not otherwise available to provide such services, to the extent deemed necessary by the Secretary of State in carrying out title II of the State Department Basic Authorities Act of 1956 (relating to foreign missions), except that amounts used under this section shall not be subject to the provisions of section 208(h) of that Act.

22 USC 4301.

22 USC 4308.

(b) The Secretary of State may provide funds to a State or local authority for protective services under this section only if the Secretary has determined that a threat of violence, or other circumstance, exists which requires extraordinary security measures which exceed those which local law enforcement agencies can reasonably be expected to take.

(c) Funds may be obligated under this section only after regulations to implement this section have been issued by the Secretary of State after consultation with appropriate committees of the Congress.

(d) No more than 20 per centum of funds available for obligation under this section in any fiscal year may be obligated for protective services within any single State during that year.

Time period.

(e) Any agreement with a State or local authority for the provision of protective services under this section shall be for a period of not to exceed ninety days in any calendar year, but such agreements may be renewed after review by the Secretary of State.

(f) Not less than 15 per centum of funds available for obligation under this section each fiscal year shall be retained as a reserve for protective services provided directly by the Secretary of State or for expenditures in local jurisdictions not otherwise covered by an agreement for protective services under this section.

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TITLE VII—INTERNATIONAL ENVIRONMENTAL PROTECTION

International Environment Protection Act of 1983.

SHORT TITLE

22 USC 2151 note.

SEC. 701. This title may be cited as the "International Environment Protection Act of 1983".

ENDANGERED SPECIES

22 USC 2151q.

SEC. 702. Chapter 1 of part I of the Foreign Assistance Act of 1961 is amended by inserting immediately after section 118 (22 U.S.C. 2151p) the following new section:

"SEC. 119. ENDANGERED SPECIES.—(a) The Congress finds the survival of many animal and plant species is endangered by overhunting, by the presence of toxic chemicals in water, air and soil, and by the destruction of habitats. The Congress further finds that the extinction of animal and plant species is an irreparable loss with potentially serious environmental and economic consequences for developing and developed countries alike. Accordingly, the preservation of animal and plant species through the regulation of the hunting and trade in endangered species, through limitations on the pollution of natural ecosystems, and through the protection of wildlife habitats should be an important objective of the United States development assistance.

Wildlife preservation assistance.

"(b) In order to preserve biological diversity, the President is authorized to furnish assistance under this part to assist countries in protecting and maintaining wildlife habitats and in developing sound wildlife management and plant conservation programs. Special efforts should be made to establish and maintain wildlife sanctuaries, reserves, and parks; to enact and enforce anti-poaching measures; and to identify, study, and catalog animal and plant species, especially in tropical environments.

"(c) The Administrator of the Agency for International Development, in conjunction with the Secretary of State, the Secretary of the Interior, the Administrator of the Environmental Protection Agency, the Chairman of the Council on Environmental Quality, and the heads of other appropriate Government agencies, shall develop a United States strategy, including specific policies and programs, to protect and conserve biological diversity in developing countries.

22 USC 2394.

Report to Congress.

"(d) Each annual report required by section 634(a) of this Act shall include, in a separate volume, a report on the implementation of this subsection. Not later than one year after the date of enactment of this section, the President shall submit a comprehensive report to the Speaker of the House of Representatives and the chairman of the Committee on Foreign Relations of the Senate on the United States strategy to protect and conserve biological diversity in developing countries.".

ENVIRONMENTAL EXCHANGES

SEC. 703. (a) Section 102(b) of the Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2452(b)) is amended—

(1) by striking out "and" at the end of paragraph (9);

(2) by striking out the period at the end of paragraph (10) and inserting in lieu thereof "; and"; and

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(3) by adding the following after paragraph (10):

"(11) interchanges and visits between the United States and other countries of scientists, scholars, leaders, and other experts in the fields of environmental science and environmental management.".

(b) Of the amount by which expenditures for the Fulbright Academic Exchange Programs, for the Humphrey Fellowship Program, and for the International Visitor Program for each of the fiscal years 1984 and 1985 exceeds the expenditures for these programs in fiscal year 1982, 5 per centum shall be used to finance programs authorized by the amendment made by subsection (a) of this section.

INTERNATIONAL WILDLIFE RESOURCES CONSERVATION

Review.

Report to congressional committees.

SEC. 704. (a) The Secretary of State and the Secretary of the Interior, in consultation with the heads of other concerned Federal agencies, shall undertake a review of the effectiveness of existing United States international activities relating to the conservation of international wildlife resources and shall develop recommendations to substantially improve existing capabilities. On the basis of this review, the Secretary of State and the Secretary of the Interior shall, within six months after the date of enactment of this Act, transmit to chairman of the Committee on Foreign Relations of the Senate and to the chairman of the Committee on Foreign Affairs of the House of Representatives a report—

(1) describing the programs of all Federal agencies concerned with international wildlife resources conservation programs;

(2) recommending an integrated United States plan of action to assist foreign governments and international organizations in conserving wildlife, taking into account the projections in the Global 2000 study;

(3) analyzing the extent to which the Department of State and other relevant Federal agencies are currently involved in—

(A) the establishment of effective liaison with international, national, and local governmental and nongovernmental agencies, organizations, and persons involved in or knowledgeable of wildlife resources conservation abroad;

(B) the provision of expert international wildlife resources conservation staff assistance and advice to United States Embassies, Agency for International Development missions, United States overseas military installations, and other United States governmental or private interests;

(C) facilitating the provision of advice or assistance to governments, agencies, or organizations which wish to enhance their wildlife resources conservation capabilities abroad;

(D) the acquisition and dissemination of reliable data or information concerning—

(i) the conservation status of species of wild fauna and flora;

(ii) the conservation status of lands and waters upon which wild fauna and flora depend;

(iii) existing or proposed laws, proclamations, statutes, orders, regulations, or policies which pertain to the taking, collecting, import, or export of wildlife resources, or to other aspects of international wildlife resources conservation;

(iv) the potential impact upon wildlife resources abroad of actions authorized, funded, or carried out by the United States Government; and

(v) opportunities to initiate or enhance the efficiency of international wildlife resources conservation by the transfer of United States expertise through technical assistance, training, exchange of publications, or other means;

(E) maintaining liaison, for the purposes of providing information needed to make sound conservation decisions, with persons responsible for implementing actions abroad which are authorized, funded, or carried out by Federal agencies or other persons under the jurisdiction of the United States; and

(F) the performance of any other activities which may be relevant to the United States obligations, authorities, or interests in the field of international wildlife resources conservation;

(4) recommending steps which could be taken to increase the capabilities of the Department of State and other relevant Federal agencies in carrying out the functions described in paragraph (3), including estimates of the costs of taking those steps and estimates of the personnel required to increase those capabilities; and

(5) analyzing the desirability of delineating geographic regions abroad (which would be known as "International Wildlife Resources Conservation Regions") and assigning qualified members of the Foreign Service to be responsible for wildlife resource conservation issues in those regions.

Soviet-Eastern European Research and Training Act of 1983.

TITLE VIII—SOVIET-EASTERN EUROPEAN RESEARCH AND TRAINING

SHORT TITLE

22 USC 4501 note.

SEC. 801. This title may be cited as the "Soviet-Eastern European Research and Training Act of 1983".

FINDINGS AND DECLARATIONS

22 USC 4501.

SEC. 802. The Congress finds and declares that—

(1) factual knowledge, independently verified, about the Soviet Union and Eastern European countries is of the utmost importance for the national security of the United States, for the furtherance of our national interests in the conduct of foreign relations, and for the prudent management of our domestic affairs;

(2) the development and maintenance of knowledge about the Soviet Union and Eastern European countries depends upon the national capability for advanced research by highly trained and experienced specialists, available for service in and out of Government;

(3) certain essential functions are necessary to ensure the existence of that knowledge and the capability to sustain it, including—

(A) graduate training;

(B) advanced research;

(C) public dissemination of research data, methods, and findings;

(D) contact and collaboration among Government and private specialists; and

(E) firsthand experience of the Soviet Union and Eastern European countries by American specialists, including on site conduct of advanced training and research to the extent practicable; and

(4) it is in the national interest for the United States Government to provide a stable source of financial support for the functions described in this section and to supplement the financial support for those functions which is currently being furnished by Federal, State, local, regional, and private agencies, organizations, and individuals, and thereby to stabilize the conduct of these functions on a national scale, consistently, and on a long range unclassified basis.

DEFINITIONS

SEC. 803. As used in this title— 22 USC 4502.

(1) the term "institution of higher education" has the same meaning given such term in section 1201(a) of the Higher Education Act of 1965; and 20 USC 1141.

(2) the term "Advisory Committee" means the Soviet-Eastern European Studies Advisory Committee established by section 804(a).

ESTABLISHMENT OF THE SOVIET-EASTERN EUROPEAN STUDIES ADVISORY COMMITTEE

SEC. 804. (a) There is established within the Department of State the Soviet-Eastern European Studies Advisory Committee which shall be composed of the Secretary of State, the Secretary of Defense, the Secretary of Education, the Librarian of Congress, the President of the American Association for the Advancement of Slavic Studies, and the President of the Association of American Universities. The Secretary of State shall be the Chairman. 22 USC 4503.

(b) The Advisory Committee shall meet at the call of the Chairman and shall hold at least one meeting each year. Three members of the Advisory Committee shall constitute a quorum. Meetings.

(c) The Secretary of State may detail personnel of the Department of State to provide technical and clerical assistance to the Advisory Committee in carrying out its functions under this title.

(d) The Advisory Committee shall recommend grant policies for the advancement of the objectives of this title. In proposing recipients for grants under this title, the Advisory Committee shall give the highest priority to national organizations with an interest and expertise in conducting research and training concerning Soviet and Eastern European countries and in disseminating the results of such research. In making its recommendations, the Advisory Committee shall emphasize the development of a stable, long-term research program.

AUTHORITY TO MAKE PAYMENTS

SEC. 805. (a) The Secretary of State, after consultation with the Advisory Committee, shall make payments, in accordance with the 22 USC 4504.

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provisions of this section, out of funds made available to carry out this title.

Research program.

(b)(1) One part of the payments made in each fiscal year shall be used to conduct a national research program at the postdoctoral or equivalent level, such program to include—

(A) the dissemination of information about the research program and the solicitation of proposals for research contracts from American institutions of higher education and not-for-profit corporations, such contracts to contain shared-cost provisions; and

(B) the awarding of contracts for such research projects as the respective institution determines will best serve to carry out the purposes of this title after reviewing proposals submitted under subparagraph (A).

(2) One part of the payments made in each fiscal year shall be used—

Graduate, postdoctoral and teaching fellowships.

(A) to establish and carry out a program of graduate, postdoctoral, and teaching fellowships for advanced training in Soviet and Eastern European studies and related studies, such program—

(i) to be coordinated with the research program described in paragraph (1);

(ii) to be conducted, on a shared-cost basis, at American institutions of higher education; and

(iii) to include—

(I) the dissemination of information on the fellowship program and the solicitation of applications for fellowships from qualified institutions of higher education and qualified individuals; and

(II) the awarding of such fellowships as the respective institution determines will best serve to carry out the purposes of this title after reviewing applications submitted under subclause (I); and

(B) to disseminate research, data, and findings on Soviet and Eastern European studies and related fields in such a manner and to such extent as the respective institution determines will best serve to carry out the purposes of this title.

(3) One part of the payments made in each fiscal year shall be used—

(A) to provide fellowship and research support for American specialists in the fields of Soviet and Eastern European studies and related studies to conduct advanced research with particular emphasis upon the use of data on the Soviet Union and Eastern European countries; and

(B) to conduct seminars, conferences, and other similar workshops designed to facilitate research collaboration between Government and private specialists in the fields of Soviet and East European studies and related studies.

Specialized programs in advanced training and research.

(4) One part of the payments made in each fiscal year shall be used to conduct specialized programs in advanced training and research on a reciprocal basis in the Union of Soviet Socialist Republics and the countries of Eastern Europe designed to facilitate access for American specialists to research institutes, personnel, archives, documentation, and other research and training resources located in the Union of Soviet Socialist Republics and Eastern European countries.

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Language training.

Grants.

(5) One part of the payments made in each fiscal year shall be used to support language training in Russian and Eastern European languages. Such payments shall include grants to individuals to pursue such training and to summer language institutes operated by institutions of higher education. Preference shall be given for Russian language studies.

(6) Payments may be made to carry out other research and training in Soviet and Eastern European studies not otherwise described in this section.

APPLICATIONS; PAYMENTS TO ELIGIBLE ORGANIZATIONS

22 USC 4505.

SEC. 806. (a) Any institution seeking funding under this title shall prepare and submit an application to the Secretary of State once each fiscal year. Each such application shall—

(1) provide a description of the purposes for which the payments will be used in accordance with section 805; and

(2) provide such fiscal control and such accounting procedures as may be necessary (A) to ensure a proper accounting of Federal funds paid under this title, and (B) to ensure the verification of the costs of the continuing education and research programs conducted under this title.

(b) Payments under this title may be made in installments, in advance, or by way of reimbursement, with necessary adjustments on account of overpayments and underpayments.

REPORT

22 USC 4506.

SEC. 807. The Secretary of State shall prepare and submit to the President and the Congress at the end of each fiscal year in which an institution receives assistance under this title a report of the activities of such institution supported by such assistance, if the administrative expenses of such institution which are covered by such assistance represent more than 10 per centum of such assistance, together with such recommendations as the Advisory Committee deems advisable.

FEDERAL CONTROL OF EDUCATION PROHIBITED

22 USC 4507.

SEC. 808. Nothing contained in this title may be construed to authorize any department, agency, officer, or employee of the United States to exercise any direction, supervision, or control over the curriculum, program of instruction or research, administration, or personnel of any educational institution.

ALLOCATION OF FUNDS

22 USC 4508.

SEC. 809. Of the funds authorized to be appropriated by section 102(1) of this Act—

(1) up to $5,000,000 for the fiscal year 1984 shall be available to carry out this title; and

(2) $5,000,000 for the fiscal year 1985 shall be available only to carry out this title.

TERMINATION

22 USC 4509.

SEC. 810. The provisions of this title shall cease to be effective at the end of the ten-year period beginning on the date of enactment of this title.

TITLE IX—UNITED STATES-INDIA FUND FOR CULTURAL, EDUCATIONAL, AND SCIENTIFIC COOPERATION

SHORT TITLE

United States-India Fund for Cultural, Educational, and Scientific Cooperation Act.
22 USC 290j note.

SEC. 901. This title may be cited as the "United States-India Fund for Cultural, Educational, and Scientific Cooperation Act".

ESTABLISHMENT OF THE FUND

22 USC 290j.

SEC. 902. (a) The President is authorized to enter into an agreement with the Government of India for the establishment of a fund (hereafter in this title referred to as the "Fund") which would provide grants and other assistance for cultural, educational, and scientific programs of mutual interest. Such programs may include exchanges of persons, exchanges of information, and other programs of study, research, and scholarly cooperation. The agreement may also provide for the establishment of an endowment, a foundation, or other means to carry out the purposes of the agreement.

(b) The United States representatives on any board or other entity created in accordance with the agreement to administer the Fund shall be designated by the President predominately from among representatives of United States Government agencies, including those administering programs which may be supported in whole or in part by the Fund.

(c) United States Government agencies carrying out programs of the types specified in subsection (a) may receive amounts directly from the Fund for use in carrying out those programs.

USE OF UNITED STATES OWNED RUPEES TO CAPITALIZE THE FUND

22 USC 290j-1.

SEC. 903. Subject to applicable requirements concerning reimbursement to the Treasury for United States owned foreign currencies, the President may make available to the Fund, for use in carrying out the agreement authorized by section 902, up to the equivalent of $200,000,000 in foreign currencies owned by the United States in India or owed to the United States by the Government of India. Such use may include investment in order to generate interest which would be retained in the Fund and used to support programs pursuant to that agreement.

Investments.

Department of State Authorization Act, Fiscal Years 1984 and 1985.

TITLE X—MISCELLANEOUS PROVISIONS

INTER-AMERICAN FOUNDATION

SEC. 1001. Section 401(s)(2) of the Foreign Assistance Act of 1969 (22 U.S.C. 290f(s)(2)) is amended in the first sentence by striking out "$12,000,000 for the fiscal year 1982 and $12,800,000 for the fiscal year 1983" and inserting in lieu thereof "$16,000,000 for the fiscal year 1984 and $16,000,000 for the fiscal year 1985".

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HUMAN RIGHTS ACTIVITIES

SEC. 1002. (a) Section 116(e) of the Foreign Assistance Act of 1961 (22 U.S.C. 2151n(e)) is amended—

(1) by striking out "$1,500,000 of the funds made available under this chapter for each of the fiscal years 1982 and 1983" and inserting in lieu thereof "$3,000,000 of the funds made available under this chapter and chapter 4 of part II for each fiscal year";

(2) by inserting "(1)" immediately after "(e)"; and

(3) by adding at the end thereof the following new paragraph:

Grants.

"(2)(A) Of the amounts made available to carry out this subsection, $500,000 for the fiscal year 1984 and $1,000,000 for the fiscal year 1985 shall be used for grants to nongovernmental organizations in South Africa promoting political, economic, social, juridical, and humanitarian efforts to foster a just society and to help victims of apartheid.

"(B) In making grants under this paragraph, priority should be given to those organizations or activities which contribute, directly or indirectly, to promoting a just society, to aiding victims of official discrimination, and to the nonviolent elimination of apartheid. Priority should also be given to those organizations whose programs and activities evidence community support. Grants may be made only for organizations whose character and membership reflect the objective of a majority of South Africans for an end to the apartheid system of separate development and for interracial cooperation and justice. Grants may not be made under this paragraph to governmental institutions or organizations or to organizations financed or controlled by the Government of South Africa.

Limitation.

"(C)(i) Except as provided in clause (ii), grants under this paragraph may not to exceed $10,000.

"(ii) Of the amounts allocated to carry out this paragraph, $100,000 shall be available each fiscal year only for grants to organizations which have available for their use resources whose value is at least equal to the amount of the grant under this paragraph. Grants of up to $30,000 may be made to such organizations. For purposes of this clause, the term 'resources' includes, in addition to cash assets, in-kind assets and contributions such as equipment, materials, and staff and volunteer time.

Report to Congress.

"(D) Within nine months after the date of enactment of this paragraph, the Administrator of the Agency for International Development shall prepare, in consultation with the Secretary of State, and shall submit to the Congress a report detailing grants and proposed grants under this paragraph and their conformity with the provisions of this paragraph.".

(b) Section 624(f)(2) of such Act (22 U.S.C. 2384(f)(2)) is amended by inserting immediately before the semicolon at the end of subparagraph (C) the following: ", and as part of the Assistant Secretary's overall policy responsibility for the creation of United States Government human rights policy, advising the Administrator of the Agency for International Development on the policy framework under which section 116(e) projects are developed and consulting with the Administrator on the selection and implementation of such projects".

Supra.

97 STAT. 1053

INTERNATIONAL NARCOTICS CONTROL

18 UST 1407.

SEC. 1003. (a) Section 481(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2291(a)) is amended to read as follows:

"(a)(1) It is the sense of the Congress that—

"(A) under the Single Convention on Narcotic Drugs, 1961, each signatory country has the responsibility of limiting to licit purposes the cultivation, production, manufacture, sale, and other distribution of scheduled drugs;

"(B) the international community should provide assistance, where appropriate, to those producer and transit countries which require assistance in discharging these primary obligations;

"(C) international narcotics control programs should include, as a priority, the progressive elimination of the illicit cultivation of the crops from which narcotic and psychotropic drugs are derived, and should also include the suppression of the illicit manufacture of and traffic in narcotic and psychotropic drugs; and

"(D) effective international cooperation is necessary to control the illicit cultivation, production, and smuggling of, trafficking in, and abuse of narcotic and psychotropic drugs.

This cooperation should include the development and transmittal of plans by each signatory country to the Single Convention on Narcotic Drugs, 1961, in which illicit narcotics and psychotropic crop cultivation exists, which would advise the International Narcotics Control Board, the United Nations Commission on Narcotic Drugs, and the international community of the strategy, programs, and timetable such country has established for the progressive elimination of that cultivation.

"(2) In order to promote such cooperation, the President is authorized to conclude agreements with other countries to facilitate control of the production, processing, transportation, and distribution of narcotics analgesics, including opium and its derivatives, other narcotic and psychotropic drugs, and other controlled substances.

"(3) Notwithstanding any other provision of law, the President is authorized to furnish assistance to any country or international organization, on such terms and conditions as he may determine, for the control of narcotic and psychotropic drugs and other controlled substances.".

(b) Section 481 of such Act (22 U.S.C. 2291) is amended by striking out subsection (e) and inserting in lieu thereof the following:

Report to Congress.

"(e)(1) Not later than February 1 of each year, the President shall transmit to the Speaker of the House of Representatives, and to the Committee on Foreign Relations of the Senate, a report on United States policy to establish and encourage an international strategy to prevent the illicit cultivation and manufacture of and traffic in narcotic and psychotropic drugs and other controlled substances.

"(2)(A) Each report pursuant to this subsection shall describe the policies adopted, agreements concluded, and programs implemented by the Department of State in pursuit of its delegated responsibilities for international narcotics control, including policy development, bilateral and multilateral funding and other support for international narcotics control projects, representations of the United States Government to international organizations and agencies concerned with narcotics control, training of foreign enforcement personnel, coordination of the international narcotics control activities of United States Government agencies, and technical assistance to international demand reduction programs.

97 STAT. 1054

"(B) Each such report shall also describe the activities of the United States in international financial institutions to combat the entry of illicit narcotic and psychotropic drugs and other controlled substances into the United States.

"(C) Each such report shall describe the activities for the fiscal year just ended, for the current fiscal year, and for the next fiscal year.

Identification of illicit drug producing countries.

"(3) Each such report shall identify those countries which are the significant direct or indirect sources of illicit narcotic and psychotropic drugs and other controlled substances significantly affecting the United States. For each such country, each report shall include the following:

"(A) A detailed status report, with such information as can be reliably obtained, on the illicit narcotic or psychotropic drugs or other controlled substances which are being cultivated, produced, or processed in or transported through such country, noting significant changes in conditions, such as increases or decreases in the illicit cultivation and manufacture of and traffic in such drugs and substances.

"(B) A description of the assistance under this chapter and the other kinds of United States assistance which such country received in the preceding fiscal year, which are planned for such country for the current fiscal year, and which are proposed for such country for the next fiscal year, with an analysis of the impact that the furnishing of each such kind of assistance has had or is expected to have on the illicit cultivation and manufacture of and traffic in narcotic and psychotropic drugs and other controlled substances in such country.

"(C) A description of the plans, programs, and timetables adopted by such country for the progressive elimination of the illicit cultivation of narcotic and pyschotropic drugs and other controlled substances, and a discussion of the adequacy of the legal and law enforcement measures taken and the accomplishments achieved in accord with these plans.

U.S. assistance.

"(4) In addition, each report pursuant to this subsection shall include, for each major illicit drug producing country for which the President is proposing to furnish United States assistance for the next fiscal year, a determination by the President of the maximum reductions in illicit drug production which are achievable during the next fiscal year. Such determination shall be based upon (A) the measures which the country is currently taking, and the measures which the country has planned for the next fiscal year, in order to prevent narcotic and psychotropic drugs and other controlled substances from being cultivated, produced, or processed illicitly, in whole or in part in such country, from being transported through such country to United States Government personnel or their dependents, or from entering the United States unlawfully, and (B) the other information provided pursuant to this subsection.

"(5) For each major illicit drug producing country which received United States assistance for the preceding fiscal year, each report pursuant to this subsection shall set forth the actual reductions in illicit drug production achieved by that country during such fiscal year.

Consultations.

"(f) As soon as possible after the transmittal of the report required by subsection (e), the designated representatives of the President shall initiate appropriate consultations with members of the Committee on Foreign Relations of the Senate and members of the Committee on Foreign Affairs of the House of Representatives. Such consultations shall include in-person discussions by designated representatives of the President (including the Assistant Secretary of State for International Narcotics Control and appropriate representatives of the Department of Health and Human Services, the Department of the Treasury, the Department of Defense, the Department of Justice, and the Agency for International Development) to review the worldwide illicit drug production situation and the role that United States assistance to major illicit drug producing countries, and United States contributions to international financial institutions, have in combating the entry of illicit narcotic and pyschotropic drugs and other controlled substances into the United States. Such consultation shall include, with respect to each major illicit drug producing country for which the President is proposing to furnish United States assistance for the next fiscal year, the furnishing of—

97 STAT. 1055

"(1) a description of the nature of the illicit drug production problem;

"(2) an analysis of the climatic, geographic, political, economic, and social factors that affect the illicit drug production;

"(3) a description of the methodology employed to determine the maximum achievable reductions in illicit drug production described pursuant to subsection (e)(4); and

"(4) an analysis of any additional United States assistance that would be required to achieve those reductions.

Publication in Congressional Record.

The chairman of the Committee on Foreign Relations and the chairman of the Committee on Foreign Affairs shall each cause the substance of each consultation to be printed in the Congressional Record.

Hearing.

"(g) After consultations have been initiated pursuant to subsection (f), the Committee on Foreign Relations and the Committee on Foreign Affairs should hold a hearing to review the report submitted pursuant to subsection (e), especially the determinations described in subsection (e)(4). The hearing shall be open to the public unless the committee determines, in accordance with the rules of its House, that the hearing should be closed to the public.

Suspension of U.S. assistance.

"(h)(1) If the President determines that a major illicit drug producing country has failed to take adequate steps to prevent narcotic and psychotropic drugs and other controlled substances produced or processed, in whole or in part, in such country or transported through such country, from being sold illegally within the jurisdiction of such country to United States Government personnel or their dependents or from being smuggled into the United States—

"(A) the President shall suspend United States assistance to or for such country; and

"(B) the Secretary of the Treasury shall instruct the United States Executive Director of the International Bank for Reconstruction and Development, the United States Executive Director of the International Development Association, the United States Executive Director of the Inter-American Development Bank, and the United States Executive Director of the Asian Development Bank, to vote against any loan or other utilization of the funds of their respective institution to or for such country.

97 STAT. 1056

"(2) In determining whether adequate steps have been taken, the President shall give foremost consideration to whether the actions of the government of the country have resulted in the maximum reductions in illicit drug production which were determined to be achievable pursuant to subsection (e)(4). The President shall also consider whether such government has taken the legal and law enforcement measures to enforce in its territory, to the maximum extent possible, the elimination of illicit cultivation and the suppression of illicit manufacture of and traffic in narcotic and psychotropic drugs and other controlled substances, as evidenced by seizures of such drugs and substances and of illicit laboratories and the arrest and prosecution of violators involved in the traffic in such drugs and substances significantly affecting the United States.

Report to Congress.

"(3) If assistance to a country is suspended pursuant to this subsection, such suspension shall continue in force until the President determines, and reports to the Congress in writing, that the government of such country has taken the adequate steps described in paragraph (2) of this subsection, including—

"(A) having prepared, presented, and committed itself to a plan providing for the control, reduction, and gradual elimination of the illicit cultivation, production, processing, transportation, and distribution of narcotic and psychotropic drugs and other controlled substances within an explicitly stated period of time, with implementation commencing prior to the resumption of United States assistance to or for such country and prior to approval by the United States of the extension of any loan or the furnishing of any financial or technical assistance by any international financial institution to such country; and

"(B) having taken legal and law enforcement measures to enforce effective suppression of the illicit cultivation, production, processing, transportation, and distribution of narcotic and pyschotropic drugs and other controlled substances.

Definitions.

"(i) As used in this section—

"(1) the term 'legal and law enforcement measures' means—

"(A) the enactment and implementation of laws and regulations or the implementation of existing laws and regulations to provide for the progressive control, reduction, and gradual elimination of the illicit cultivation, production, processing, transportation, and distribution of narcotic drugs and other controlled substances; and

"(B) the effective organization, staffing, equipping, funding, and activation of those governmental authorities responsible for narcotics control;

"(2) the term 'major illicit drug producing country' means a country producing five metric tons or more of opium or opium derivative during a fiscal year or producing five hundred metric tons or more of coca or marijuana (as the case may be) during a fiscal year;

"(3) the term 'narcotic and psychotropic drugs and other controlled substances' has the same meaning as is given by any applicable international narcotics control agreement or domestic law of the country or countries concerned; and

"(4) the term 'United States assistance' means assistance of any kind which is provided by grant, sale, loan, lease, credit, guaranty, or insurance, or by any other means, by any agency or instrumentality of the United States Government to any foreign country, including—

97 STAT. 1057

"(A) assistance under this Act (including programs under title IV of chapter 2 of this part);

22 USC 2751 note.

"(B) sales, credits, and guaranties under the Arms Export Control Act;

7 USC 1701, 1727, 1721.

"(C) sales under title I or III and donations under title II of the Agricultural Trade Development and Assistance Act of 1954 of nonfood commodities;

"(D) other financing programs of the Commodity Credit Corporation for export sales of nonfood commodities; and

12 USC 635 note.

"(E) financing under the Export-Import Bank Act of 1945;

except that the term 'United States assistance' does not include (i) international narcotics control assistance under this chapter,

(ii) disaster relief assistance (including any assistance under chapter 9 of this part), (iii) assistance which involves the provision of food or medicine, (iv) assistance for refugees, (v) assistance under the Inter-American Foundation Act, or (vi) activities authorized pursuant to the National Security Act of 1947 (50 U.S.C. 401 et seq.), the Central Intelligence Agency Act of 1949 (50 U.S.C. 403a et seq.), or Executive Order Number 12333 (December 4, 1981). 50 USC 401 note.

"(j) The Department of State shall encourage the International Narcotics Control Board and the United Nations Commission on Narcotic Drugs to take such actions as are appropriate and necessary to secure from signatory countries to the Single Convention on Narcotic Drugs, 1961, the plans described in this section, and to obtain reports from such countries on their achievements under such plans.". 18 UST 1407.

TERMINATION OF ASSISTANCE PROGRAMS FOR SYRIA

22 USC 2346a note.

SEC. 1004. (a) After the enactment of this section, funds available to the Agency for International Development may not be used for any payment or reimbursement of any kind to the Government of Syria or for the delivery of any goods or services of any kind to the Government of Syria.

22 USC 2151 note.

(b) The Administrator of the Agency for International Development shall deobligate all funds which have been obligated for Syria under the Foreign Assistance Act of 1961 prior to the enactment of this section, except that—

(1) such funds may continue to be used to finance the training or studies outside of Syria of students whose course of study began before the enactment of this section;

(2) the Administrator may adopt as a contract of the United States Government any contract with a United States or third-country contractor which would otherwise be terminated pursuant to this subsection, and may assume in whole or in part any liabilities arising under such contract, except that the authority provided by this paragraph may be exercised only to the extent that budget authority is available to meet the obligations of the United States under such contracts; and

96 Stat. 912, 927, 928.
31 USC 1108, 1501, 1502.
22 USC 2346.

(3) amounts certified pursuant to section 1311 of the Supplemental Appropriation Act, 1955, as having been obligated for Syria under chapter 4 of part II of the Foreign Assistance Act of 1961 shall continue to be available until expended to meet necessary expenses arising from the termination of assistance programs for Syria pursuant to this subsection.

97 STAT. 1058

PROHIBITION ON CERTAIN ASSISTANCE TO THE KHMER ROUGE IN KAMPUCHEA

22 USC 2151 note.

SEC. 1005. (a) Notwithstanding any other provision of law, none of the funds authorized to be appropriated by this Act or any other Act may be obligated or expended for the purpose or with the effect of promoting, sustaining, or augmenting, directly or indirectly, the capacity of the Khmer Rouge or any of its members to conduct military or paramilitary operations in Kampuchea or elsewhere in Indochina.

(b) All funds appropriated before the date of enactment of this section which were obligated but not expended for activities having the purpose or effect described in subsection (a) shall be deobligated and shall be deposited in the Treasury of the United States as miscellaneous receipts.

(c) This section shall not be construed as limiting the provision of food, medicine, or other humanitarian assistance to the Kampuchean people.

RAOUL WALLENBERG AND JAN KAPLAN

SEC. 1006. (a) The Congress finds that—

(1) the Soviet Union arrested one of the great heroes of

modern times in 1945 when they arrested Raoul Wallenberg;

(2) Raoul Wallenberg was a Swedish diplomat who, at great personal risk, had acted to save hundreds of thousands of Hungarian Jews from the Nazi Holocaust;

(3) Raoul Wallenberg took these actions as a humanitarian and with the knowledge, consent, and financial assistance of the United States Government;

(4) Raoul Wallenberg has recently been made an honorary citizen of the United States;

(5) the Soviet Union has changed their story a number of times about the whereabouts of Raoul Wallenberg;

(6) the most recent position of the Soviet Union is that he died in 1947;

(7) there are many eyewitnesses who have testified that they saw Raoul Wallenberg in Russian prisons and hospitals in the decades since the 1940's;

(8) one of the most recent eyewitnesses was Jan Kaplan, a Russian refusnik who shortly after his release from a Soviet jail in 1977, phoned his daughter, Doctor Anna Bilder, in Israel and reported that he had met a Swede in prison who had survivied thirty years in the Gulag;

(9) during the next two years, Anna Bilder received no further word from or about her father;

(10) in July 1977, Jan Kaplan's wife smuggled a letter to Doctor Bilder informing her that Jan Kaplan had been rearrested because of a letter he had tried to smuggle to her about Raoul Wallenberg;

(11) in 1980, the Swedish Government sent an official request to interview Jan Kaplan;

(12) the Soviets made no response to this request;

(13) the whereabouts of Jan Kaplan are not known; and

(14) Jan Kaplan could provide valuable information about Raoul Wallenberg.

(b) It is the sense of the Congress that the President, acting directly or through the Secretary of State, should take all possible steps at all appropriate times to ascertain the whereabouts of Jan Kaplan and to request an interview with him in order to learn more concerning the whereabouts of Raoul Wallenberg. 97 STAT. 1059

POLICY TOWARD THE EXPORT OF NUCLEAR-RELATED EQUIPMENT, MATERIALS, OR TECHNOLOGY TO INDIA, ARGENTINA, AND SOUTH AFRICA

SEC. 1007. (a) It is the sense of Congress that the United States Government should disapprove the export of, and should suspend or revoke approval for the export of, any nuclear-related equipment, material, or technology, including nuclear components and heavy water, to the Government of India, Argentina, or South Africa until such time as such government gives the Government of the United States stronger nuclear nonproliferation guarantees. Such guarantees should include—

(1) reliable assurances by such government that it is not engaged in any program leading to the development, testing, or detonation of nuclear explosive devices; and

(2) agreement by such government to accept international safeguards on all its nuclear facilities.

(b) If the President determines, in the case of India's Tarapur reactor, while it is under International Atomic Energy Agency inspection, that certain equipment or nonnuclear material or technology is necessary for humanitarian reasons to protect the health and safety of operations and is not available from a foreign supplier, the President may authorize the export of such equipment or nonnuclear material or technology.

ACID RAIN

SEC. 1008. (a) The Congress finds the following:

(1) Acid deposition, commonly known as "acid rain" is

believed to have caused serious damage to the natural environment in large parts of Canada and the United States and has raised justified concerns among citizens of both countries.

(2) Acid rain is believed to have caused billions of dollars of damage annually to both natural and manmade materials. It damages crops and the forests which support 25 per centum of the Canadian economy and much of our own. It threatens marine life in fresh water lakes, rivers, and streams.

(3) The principal sources of acid rain are believed to be emissions resulting from power generation, industrial production, mineral smelters, and automobile transportation which originate in both the United States and Canada and which affect the environment of the other.

(4) Section 612 of the Foreign Relations Authorization Act, fiscal year 1979, called upon the President to "make ever effort to negotiate a cooperative agreement with the Government of Canada aimed at preserving the mutual airshed of the United States and Canada so as to protect and enhance air resoures".

42 USC 7415 note.

(5) On August 5, 1980, the Governments of Canada and the United States signed a Memorandum of Intent committing both parties "to develop a bilateral agreement which will reflect and further the development of effective domestic control programs and other measures to combat transboundary air pollution," and, as an interim action, committing both parties to "promote vigorous enforcement of existing laws and regulations" and "to develop domestic air pollution control policies and strategies, and as necessary and appropriate, seek legislative or other support to give effect to them".

97 STAT. 1060

(6) The Government of Canada has made a formal offer to reduce eastern emissions of sulfur dioxide by 50 per centum by 1990 should the United States make a comparable commitment.

(7) Both the United States and Canada have taken steps to reduce transboundary pollutants. Present United States air emission standards are the most stringent in the world. In the past decade, the United States has reduced sulfur dioxide emissions by 15 per centum. However, the failure of the United States to respond in a timely manner to concerns about transboundary air pollution would harm the historically close relations between the United States and Canada.

(8) The strategies and techniques adopted to control air pollution emissions should weigh heavily the employment and other economic effects on employment in the United States and Canada of the acid precipitation, electricity generation, manufacture, distribution and installation of pollution control equipment, and any curtailment of emission producing industrial activity.

(b) It is therefore the sense of the Congress that the President should—

(1) respond constructively to the Canadian offer on air pollution emissions;

(2) proceed to negotiate as expeditiously as possible a bilateral agreement with Canada providing for significant reductions in transboundary air pollution while keeping economic dislocations in both countries to the minimum possible; and

(3) consider prompt initiation of a joint Government-supported program to develop new cost-effective technologies that will facilitate reduction of sulfur dioxide emissions and other copollutants;

(4) instruct the Secretary of State to report to the Congress no later than December 1, 1983, on the progress toward achieving a new transboundary air pollution agreement, including a cooperative program on new technologies.

Report to Congress.

INTERNATIONAL AGREEMENTS ON NATURAL GAS

SEC. 1009. (a) The Congress finds that—

(1) the foreign policy and economic well-being of the United

States depend on mutually beneficial relationships with our trading partners throughout the world;

(2) America's present economic difficulties have been caused in part by the huge increases in the price of energy, especially imported energy, during the 1970's;

(3) at a time when prices for other forms of energy are stabilizing or falling, the burner-tip price of natural gas continues to rise throughout the United States;

(4) the high price of natural gas is a severe hardship for low-income persons, the elderly, the agricultural industry, small businesses, and other consumers without alternative fuel sources;

(5) high-priced imported natural gas is a major factor contributing to these price increases;

97 STAT. 1061

(6) imports of high-priced natural gas continue at prices above fair market levels, despite the increased availability of uncommitted and ample supplies of lower priced domestic gas;

(7) it is in the interest of the United States to continue to import natural gas from secure sources in whatever quantity consumers require, as long as the price is fair;

(8) the principles of free and fair international trade require that natural gas prices and terms of trade be made fair to all trading partners; and

(9) the immediacy of this problem requires the prompt and serious attention of all parties involved.

(b) It is the sense of the Congress that--

(1) the United States Government should move immediately to promote lower prices and fair market conditions for imported natural gas; and

Report to Congress.

(2) within thirty days after the date of enactment of this section, the Secretary of State, with the assistance of the Secretary of Energy, should prepare and transmit to the Congress a report on the progress made in achieving lower prices and fair market conditions for imported natural gas.

PREPUBLICATION REVIEW OF WRITINGS OF FORMER FEDERAL EMPLOYEES

SEC. 1010. The head of a department or agency of the Government may not, before April 15, 1984, enforce, issue, or implement any rule, regulation, directive, policy, decision, or order which (1) would require any officer or employee to submit, after termination of employment with the Government, his or her writings for prepublication review by an officer or employee of the Government, and (2) is different from the rules, regulations, directives, policies, decisions, or orders (relating to prepublication review of such writings) in effect on March 1, 1983.

ELIMINATION AND MODIFICATION OF REPORTS

SEC. 1011. (a) The following provisions are repealed:

(1) Section 126(c) of the Foreign Relations Authorization Act, fiscal year 1979 (22 U.S.C. 2691 note).

(2) Section 405(b) of the Foreign Relations Authorization Act, fiscal year 1979 (22 U.S.C. 1048 note).

(3) Section 12(d) of the Taiwan Relations Act (22 U.S.C. 3311(d)).

Repeal.

(4) Section 4 of the Act of November 13, 1979 (Public Law 96-110; 93 Stat. 844).

(5) Section 109(a)(7) of the Foreign Relations Authorizations Act, fiscal year 1978 (22 U.S.C. 2384 note).

Repeal.

(6) Section 411 of the International Development Cooperation Act of 1979 (22 U.S.C. 3511).

(b) Section 412(b)(1)(B) of the Immigration and Nationality Act (8 U.S.C. 1522(b)(1)(B)) is amended—

(1) by striking out the first sentence; and
(2) by striking out "after such study" in the second sentence. 97 STAT. 1062

EXTENDED VOLUNTARY DEPARTURE STATUS FOR CERTAIN EL SALVADORANS

SEC. 1012. (a) The Congress finds that—

(1) ongoing fighting between the military forces of the Government of El Salvador and opposition forces is creating potentially life-threatening situations for innocent nationals of El Salvador;

(2) thousands of El Salvadoran nationals have fled from El Salvador and entered the United States since January 1980;

(3) currently the United States Government is detaining these nationals of El Salvador for the purpose of deporting or otherwise returning them to El Salvador, thereby irreparably harming the foreign policy image of the United States;

(4) deportation of these nationals could be temporarily suspended, until it became safe to return to El Salvador, if they are provided with extended voluntary departure status; and

(5) such extended voluntary departure status has been granted in recent history in cases of nationals who fled from Vietnam, Laos, Iran, and Nicaragua.

(b) Therefore, it is the sense of the Congress that—

(1) the Secretary of State should recommend that extended voluntary departure status be granted to aliens—

(A) who are nationals of El Salvador,

(B) who have been in the United States since before January 1, 1983,

(C) who otherwise qualify for voluntary departure (in lieu of deportation) under section 242(b) or 244(e) of the Immigration and Nationality Act (8 U.S.C. 1252(b) and 1254(e)), and

(D) who were not excludable from the United States at the time of their entry on any ground specified in section 212(a) of the Immigration and Nationality Act (8 U.S.C. 1182(a)) other than the grounds described in paragraphs (14), (15), (20), (21), and (25); and

(2) such status should be granted to those aliens until the situation in El Salvador has changed sufficiently to permit their safely residing in that country.

EXPEDITED PROCEDURES FOR CERTAIN JOINT RESOLUTIONS AND BILLS

50 USC 1546a.

SEC. 1013. Any joint resolution or bill introduced in either House which requires the removal of United States Armed Forces engaged in hostilities outside the territory of the United States, its possessions and territories, without a declaration of war or specific statutory authorization shall be considered in accordance with the procedures of section 601(b) of the International Security Assistance and Arms Export Control Act of 1976, except that any such resolution or bill shall be amendable. If such a joint resolution or bill should be vetoed by the President, the time for debate in consideration of the veto message on such measure shall be limited to twenty hours in the Senate and in the House shall be determined in accordance with the Rules of the House.

97 STAT. 1063

Approved November 22, 1983.

LEGISLATIVE HISTORY—H.R. 2915 (S. 1342):

HOUSE REPORTS: No. 98-130 (Comm. on Foreign Affairs) and No. 98-563 (Comm. of Conference).
SENATE REPORT No. 98-143 accompanying S. 1342 (Comm. on Foreign Relations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 9, considered and passed House.
Sept. 22, 23, Oct. 5, 19, S. 1342 considered in Senate.
Oct. 20, considered and passed Senate, amended, in lieu of S. 1342.
Nov. 17, 18, conference report considered and passed House.
Nov. 18, Senate agreed to conference report.

GENERAL GOVERNMENT ACTS

Public Law 98-80
98th Congress

An Act

Authorizing three additional Assistant Administrators of the Environmental Protection Agency.

Aug. 23, 1983
[S. 1696]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the President, by and with the advice and consent of the Senate, may appoint three Assistant Administrators of the Environmental Protection Agency in addition to—

Environmental Protection Agency, appointment authorizations.
42 USC 4370a.

(1) the five Assistant Administrators provided for in section 1(d) of Reorganization Plan Numbered 3 of 1970 (5 U.S.C. Appendix) (hereinafter in this Act referred to as the "Reorganization Plan");

(2) the Assistant Administrator provided by section 26(g) of the Toxic Substances Control Act (15 U.S.C. 2625(g)); and

(3) the Assistant Administrator provided by section 307(b) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 6911a).

(b) Each Assistant Administrator appointed under subsection (a) shall perform such duties as the Administrator of the Environmental Protection Agency may prescribe.

SEC. 2. (a)(1) Section 5313 of title 5, United States Code, is amended by adding at the end thereof the following new item:

"Administrator of the Environmental Protection Agency.".

(2) The second sentence of section 1(b) of the Reorganization Plan is amended by striking out ", and shall be compensated at the rate now or hereafter provided for Level II of the Executive Schedule Pay Rates (5 U.S.C. 5313)".

5 USC app.
42 USC 4321 note.

(b)(1) Section 5314 of title 5, United States Code, is amended by adding at the end thereof the following new item:

"Deputy Administrator of the Environmental Protection Agency.".

(2) The first sentence of section 1(c) of the Reorganization Plan is amended by striking out ", and shall be compensated at the rate now or hereafter provided for Level III of the Executive Schedule Pay Rates (5 U.S.C. 5314)".

5 USC app.
42 USC 4321 note.

(c)(1) Section 5315 of title 5, United States Code, is amended by adding at the end thereof the following new items:

"Assistant Administrator for Toxic Substances, Environmental Protection Agency.

"Assistant Administrator, Office of Solid Waste, Environmental Protection Agency.

"Assistant Administrators, Environmental Protection Agency (8).".

(2)(A) Section 26(g)(2) of the Toxic Substances Control Act is amended by striking out "(A)" and ", and (B) be compensated at the rate of pay authorized for such Assistant Administrators".

15 USC 2625.

(B) Section 307(b) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 is amended by striking out **", and shall be compensated at the rate provided for Level IV of the Executive Schedule pay rates under section 5315 of title 5, United States Code".**

42 USC 6911a.
97 STAT. 486

5 USC app.
42 USC 4321 note.

(C) Section 1(d) of the Reorganization Plan is amended by striking out ", and shall be compensated at the rate now or hereafter provided for Level IV of the Executive Schedule Pay Rates (5 U.S.C. 5315)".

Approved August 23, 1983.

LEGISLATIVE HISTORY—S. 1696:

SENATE REPORT No. 98-196 (Comm. on Environment and Public Works).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Aug. 3, considered and passed Senate.
Aug. 4, considered and passed House.

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97 STAT. 749

Public Law 98-111
98th Congress

An Act

Oct. 4, 1983
[S. 602]

To provide for the broadcasting of accurate information to the people of Cuba, and for other purposes.

Radio Broadcasting to Cuba Act.
22 USC 1465 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Radio Broadcasting to Cuba Act".

FINDINGS; PURPOSES

22 USC 1465.

SEC. 2. The Congress finds and declares—

(1) that it is the policy of the United States to support the right of the people of Cuba to seek, receive, and impart information and ideas through any media and regardless of frontiers, in accordance with article 19 of Universal Declaration of Human Rights;

(2) that, consonant with this policy, radio broadcasting to Cuba may be effective in furthering the open communication of accurate information and ideas to the people of Cuba, in particular information about Cuba;

(3) that such broadcasting to Cuba, operated in a manner not inconsistent with the broad foreign policy of the United States and in accordance with high professional standards, would be in the national interest; and

(4) that the Voice of America already broadcasts to Cuba information that represents America, not any single segment of American society, and includes a balanced and comprehensive projection of significant American thought and institutions but that there is a need for broadcasts to Cuba which provide news, commentary and other information about events in Cuba and elsewhere to promote the cause of freedom in Cuba.

ADDITIONAL FUNCTIONS OF THE UNITED STATES INFORMATION AGENCY

22 USC 1465a.

SEC. 3. (a) In order to carry out the objectives set forth in section 2, the United States Information Agency (hereafter in this Act referred to as the "Agency") shall provide for the open communication of information and ideas through the use of radio broadcasting to Cuba. Radio broadcasting to Cuba shall serve as a consistently reliable and authoritative source of accurate, objective, and comprehensive news.

(b) Radio broadcasting in accordance with subsection (a) shall be part of the Voice of America radio broadcasting to Cuba and shall be in accordance with all Voice of America standards to ensure the broadcast of programs which are objective, accurate, balanced, and which present a variety of views.

Facilities.

(c) Radio broadcasting to Cuba authorized by this Act shall utilize the broadcasting facilities located at Marathon, Florida, and the 1180 AM frequency that were used by the Voice of America prior to the date of enactment of this Act. Other frequencies, not on the commercial Amplitude Modulation (AM) Band (535 kHz to 1605 kHz), may also be simultaneously utilized: *Provided*, That no frequency shall be used for radio broadcasts to Cuba in accordance with this Act which is not also used for all other Voice of America broadcasts to Cuba. Time leased from nongovernmental shortwave radio stations may be used to carry all or part of the Service programs and to rebroadcast Service programs: *Provided*, That not less than 30 per centum of the programs broadcast or rebroadcast shall be regular Voice of America broadcasts with particular emphasis on news and programs meeting the requirements of section 503(2) of Public Law 80-402.

Frequencies.

97 STAT. 750

Leased time from nongovernmental stations.

22 USC 1463.
Frequency jamming or interference, leased time.

(d) Notwithstanding subsection (c), in the event that broadcasts to Cuba on the 1180 AM frequency are subject to jamming or interference greater by 25 per centum or more than the average daily jamming or interference in the twelve months preceding September 1, 1983, the Director of the United States Information Agency may lease time on commercial or noncommercial educational AM band radio broadcasting stations. The Federal Communications Commission shall determine levels of jamming and interference by conducting regular monitoring of the 1180 AM frequency. In the event that more than two hours a day of time is leased, not less than 30 per centum of the programing broadcast shall be regular Voice of America broadcasts with particular emphasis on news and programs meeting the requirements of section 503(2) of Public Law 80-402.

FCC monitoring.

22 USC 1463.
Program designations.

(e) Any program of United States Government radio broadcasts to Cuba authorized by this section shall be designated "Voice of America: Cuba Service" or "Voice of America: Radio Marti program".

(f) In the event broadcasting facilities located at Marathon, Florida, are rendered inoperable by natural disaster or by unlawful destruction, the Director of the United States Information Agency may, for the period in which the facilities are inoperable but not to exceed one hundred and fifty days, use other United States Government-owned transmission facilities for Voice of America broadcasts to Cuba authorized by this Act.

CUBA SERVICE OF THE VOICE OF AMERICA

Establishment.
22 USC 1465b.

SEC. 4. The Director of the United States Information Agency shall establish within the Voice of America a Cuba Service (hereafter in this section referred to as the "Service"). The Service shall be responsible for all radio broadcasts to Cuba authorized by section 3. The Director of the United States Information Agency shall appoint a head of the Service and shall employ such staff as the head of the Service may need to carry out his duties. The Cuba Service shall be administered separately from other Voice of America functions and the head of the Cuba Service shall report directly to the Director and the Associate Director for Broadcasting of the United States Information Agency.

BOARD FOR RADIO BROADCASTING TO CUBA

Establishment.
22 USC 1465c.

SEC. 5. (a) There is established within the Office of the President the Advisory Board for Radio Broadcasting to Cuba (hereafter in this Act referred to as the "Board"). The Board shall consist of nine members, appointed by the President by and with the advice and consent of the Senate, of whom not more than five shall be members of the same political party. The President shall designate one member of the Board to serve as Chairman.

97 STAT. 751

Review of activity effectiveness.

(b) The Board shall review the effectiveness of the activities carried out under this Act and shall make such recommendations to the President, the Director and the Associate Director for Broadcasting of the United States Information Agency as it may deem necessary.

Appointments.

(c) In appointing the initial voting members of the Board, the President shall designate three members to serve for a term of three years, three members to serve for a term of two years, and three members to serve for a term of one year. Thereafter, the term of each member of the Board shall be three years. The President shall appoint, by and with the advice and consent of the Senate, members to fill vacancies occurring prior to the expiration of a term, in which case the members so appointed shall serve for the remainder of such term. Any member whose term has expired may serve until his successor has been appointed and qualified.

(d) The head of the Service shall serve, ex officio, as a member of the Board.

Compensation.

(e) Members of the Board appointed by the President shall, while attending meetings of the Board or while engaged in duties relating to such meetings or in other activities of the Board pursuant to this section, including traveltime, be entitled to receive compensation equal to the daily equivalent of the compensation prescribed for level V of the Executive Schedule under section 5316 of title 5, United States Code. While away from their homes or regular places of business they may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law (5 U.S.C. 5703) for persons in the Government service employed intermittently. The ex officio member of the Board shall not be entitled to any compensation under this section, but may be allowed travel expenses as provided in the preceding sentence.

(f) The Board may, to the extent it deems necessary to carry out its functions under this section, procure supplies, services, and other personal property, including specialized electronic equipment.

Effective date.

(g) Notwithstanding any other provision of law, the Board shall remain in effect indefinitely.

Appropriation authorization.

(h) There are authorized to be appropriated $130,000 to carry out the provisions of this section.

ASSISTANCE FROM OTHER GOVERNMENT AGENCIES

22 USC 1465d.

SEC. 6. (a) In order to assist the United States Information Agency in carrying out the purposes set forth in section 2, any agency or instrumentality of the United States may sell, loan, lease, or grant property (including interests therein) and may perform administrative and technical support and services at the request of the Agency.

Reimbursement.

Support and services shall be provided on a reimbursable basis. Any reimbursement shall be credited to the appropriation from which the property, support, or services was derived.

Grants, leases, or contracts.

(b) The Agency may carry out the purposes of section 3 by means of grants, leases, or contracts (subject to the availability of appropriations), or such other means as the Agency determines will be most effective.

97 STAT. 752

FACILITY COMPENSATION

Claims against Cuban Government. 22 USC 1465e.

SEC. 7. (a) It is the intent of the Congress that the Secretary of State should seek prompt and full settlement of United States claims against the Government of Cuba arising from Cuban interference with broadcasting in the United States. Pending the settlement of these claims, it is appropriate to provide some interim assistance to the United States broadcasters who are adversely affected by Cuban radio interference and who seek to assert their right to measures to counteract the effects of such interference.

(b) Accordingly, the Agency may make payments to the United States radio broadcasting station licensees upon their application for expenses which they have incurred before, on, or after the date of this Act in mitigating, pursuant to special temporary authority from the Federal Communications Commission, the effects of activities by the Government of Cuba which directly interfere with the transmission or reception of broadcasts by these licensees. Such expenses shall be limited to the costs of equipment (replaced less depreciation) and associated technical and engineering costs.

Regulations.

(c) The Federal Communications Commission shall issue such regulations and establish such procedures for carrying out this section as the Federal Communications Commission finds appropriate. Such regulations shall be issued no later than one hundred and eighty days after enactment of this Act.

Appropriation authorization.

(d) There are authorized to be appropriated to the Agency, $5,000,000 for use in compensating United States radio broadcasting licensees pursuant to this section. Amounts appropriated under this section are authorized to be available until expended.

(e) Funds appropriated for implementation of this section shall be available for a period of no more than four years following the initial broadcast occurring as a result of programs described in this Act.

Interference level analysis.

(f) It is the sense of the Congress that the President should establish a task force to analyze the level of interference from the operation of Cuban radio stations experienced by broadcasters in the United States and to seek a practical political and technical solution to this problem.

Effective date. 22 USC 1465e note.

(g) This section shall enter into effect on October 1, 1984.

AUTHORIZATION OF APPROPRIATIONS

22 USC 1465f.

SEC. 8. (a) There are authorized to be appropriated for the United States Information Agency $14,000,000 for fiscal year 1984 and $11,000,000 for fiscal year 1985 to carry out sections 3 and 4 of this Act. The amount obligated by the United States Information Agency in ensuing fiscal years shall be sufficient to maintain broadcasts to Cuba under this Act at rates no less than the fiscal year 1985 level.

(b) In addition to amounts otherwise authorized to be appropriated to the Agency for the fiscal years 1984 and 1985, there are authorized to be appropriated to the Agency $54,800,000 for the fiscal year 1984 and $54,800,000 for the fiscal year 1985, which amounts shall be available only for expenses incurred by essential modernization of the facilities and operations of the Voice of America.

(c) Amounts appropriated under this section are authorized to be made available until expended.

97 STAT. 753

INDEPENDENT EVALUATION OF THE CUBA SERVICE

22 USC 1465g.

SEC. 9. The United States Information Agency shall arrange, by contract if necessary, an independent evaluation of Cuba Service programing, the results of which are to be set forth in a report to be prepared and transmitted to the Agency eighteen months after the date of enactment of this Act and at intervals of one year thereafter for the following three years. The Agency shall, not later than thirty days after the date of receipt of such report, transmit to the Congress such report, together with any recommendations for legislative action.

Report to Congress.

Approved October 4, 1983.

LEGISLATIVE HISTORY—S. 602 (H.R. 2453):

HOUSE REPORT No. 98-284, Pt. 1 (Comm. on Foreign Affairs) and Pt. 2 (Comm. on Energy and Commerce) both accompanying H.R. 2453.
SENATE REPORT No. 98-156 (Comm. on Foreign Relations).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Sept. 13, considered and passed Senate.
Sept. 29, considered and passed House.

97 STAT. 802

Public Law 98-117
98th Congress

An Act

Oct. 11, 1983
[H.R. 3871]

To amend the Omnibus Budget Reconciliation Act of 1982 to provide that the figure used in determining hourly rates of pay for Federal employees not be changed before the comparability adjustment in the rates of pay for such employees has been made for fiscal year 1984.

Federal employees.
Determination of hourly pay rates.
5 USC 5504 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 310(b) of the Omnibus Budget Reconciliation Act of 1982 is amended by adding at the end thereof the following new paragraph:

"(4) Notwithstanding any other provision of this subsection, paragraph (1) shall not be effective with respect to pay periods beginning before the effective date of any increase under section 5305 of title 5, United States Code, in the rates of pay under the General Schedule and the rates of pay under the other statutory pay systems for fiscal year 1984.".

Effective date.
5 USC 5504 note.

SEC. 2. The amendment made by this Act shall be effective as of October 1, 1983.

Approved October 11, 1983.

LEGISLATIVE HISTORY—H.R. 3871:

CONGRESSIONAL RECORD, Vol. 129 (1983):
Sept. 20, considered and passed House.
Sept. 27, considered and passed Senate.

97 STAT. 917

Public Law 98-144
98th Congress

An Act

Nov. 2, 1983
[H.R. 3706]

To amend title 5, United States Code, to make the birthday of Martin Luther King, Jr., a legal public holiday.

Birthday of Martin Luther King, Jr.
Legal public holiday.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6103(a) of title 5, United States Code, is amended by inserting immediately below the item relating to New Year's Day the following:

"Birthday of Martin Luther King, Jr., the third Monday in January.".

Effective date.
5 USC 6103 note.

SEC. 2. The amendment made by the first section of this Act shall take effect on the first January 1 that occurs after the two-year period following the date of the enactment of this Act.

Approved November 2, 1983.

LEGISLATIVE HISTORY—H.R. 3706 (H.R. 3345):

HOUSE REPORT No. 98-314 accompanying H.R. 3345 (Comm. on Post Office and Civil Service).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Aug. 2, considered and passed House.
Oct. 18, 19, considered and passed Senate.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 44 (1983):
Nov. 2, Presidential statement.

Public Law 98-185
98th Congress

97 STAT. 1309

An Act

To extend and amend the provisions of title 31, United States Code, relating to the general revenue sharing program.

Nov. 30, 1983
[H.R. 2780]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Local Government Fiscal Assistance Amendments of 1983.
31 USC 6701 note.

SHORT TITLE

SECTION 1. This Act may be cited as the "Local Government Fiscal Assistance Amendments of 1983".

EXTENSION OF PROGRAM

"Entitlement period."
96 Stat. 1010.

SEC. 2. Section 6701(a)(1) of title 31, United States Code, is amended to read as follows:

"(1) 'entitlement period' means each one-year period beginning on October 1 of 1982, 1983, 1984, and 1985.".

TERMINATION OF STATE SHARE

96 Stat. 1012.

SEC. 3. Section 6703(b)(1) of title 31, United States Code, is amended by inserting after "each entitlement period" the following: "beginning before October 1, 1983,".

STATE VARIATIONS OF LOCAL GOVERNMENT ALLOCATIONS

96 Stat. 1021.

SEC. 4. Subsection (a) of section 6711 of title 31, United States Code, is amended—

(1) by adding "and" at the end of clause (1);

(2) by striking out "; and" at the end of clause (2) and inserting in lieu thereof a period; and

(3) by striking out clause (3).

MODIFICATION OF INTRASTATE ALLOCATION FORMULA IN CERTAIN CASES

96 Stat. 1022.

SEC. 5. Subsection (c) of section 6713 of title 31, United States Code, is amended—

(1) by striking out "and" at the end of clause (1);

(2) by striking out the period at the end of clause (2) and inserting in lieu thereof "; and"; and

(3) by adding at the end thereof the following new clause:

96 Stat. 1017, 1018, 1021.

"(3) for purposes of intrastate allocations under sections 6708, 6709, and 6712, consider any reduction in the amount of adjusted taxes of any unit of general local government if such reduction—

"(A) results from a specific economic dislocation which causes—

"(i) the closing of places of employment,

97 STAT. 1310

"(ii) declines in assessed values of, or receipt of taxes from, real property, or

"(iii) declines in sales or income tax collections of such government, and

"(B) would reduce the allocation of the unit of local government for an entitlement period by an amount equal to or greater than 20 percent of such allocation for the preceding entitlement period.".

PUBLIC HEARINGS

96 Stat. 1023.

SEC. 6. Section 6714 of title 31, United States Code, is amended—

(1) by striking out paragraph (1) of subsection (a);

(2) by redesignating paragraphs (2) and (3) of subsection (a) as paragraphs (1) and (2), respectively;

(3) by striking out "subsection (a)(2)" in subsection (b)(1) and inserting in lieu thereof "subsection (a)(1)";

(4) by striking out clause (1) of subsection (c);

(5) by striking out "subsection (a)(2)" in subsection (c)(2) and inserting in lieu thereof "subsection (a)(1)"; and

(6) by redesignating clauses (2) and (3) of subsection (c) as clauses (1) and (2), respectively.

DISCRIMINATION PROCEEDINGS

96 Stat. 1025.

SEC. 7. Section 6717 of title 31, United States Code, is amended—

(1) by striking out "the Secretary submits a notice of noncompliance to the government" in subsection (b) and inserting in lieu thereof "the government receives a notice of noncompliance from the Secretary of the Treasury"; and

(2) by striking out "shall suspend payments to the government under this chapter unless by the 10th day after the decision" in the second sentence of subsection (c) and inserting in lieu thereof "shall notify the government of the decision and shall suspend payments to the government under this chapter unless, within 10 days after the government receives notice of the decision,".

AUDIT REQUIREMENTS

96 Stat. 1029.

SEC. 8. (a) Section 6723(a)(1) of title 31, United States Code is amended—

(1) by striking out "expecting to receive" and "which receives";

(2) by striking out "at least once every 3 years" and inserting in lieu thereof "at least as often as is required by paragraph (2)"; and

(3) by striking out "auditing standards" and inserting in lieu thereof "government auditing standards issued by the Comptroller General of the United States".

(b) Section 6723(a)(2) of such title is amended to read as follows:

"(2) Paragraph (1) of this subsection does not apply to a government for a fiscal year in which the government receives less than $25,000 under this chapter. A government which receives at least $25,000 but not more than $100,000 under this chapter for a fiscal year shall have an audit made in accordance with paragraph (1) at least once every 3 years. A government which receives more than

97 STAT. 1311

$100,000 under this chapter for a fiscal year shall have an audit made in accordance with paragraph (1) for such fiscal year, except that, if the government operates on a biennial fiscal period, such audit may be made biennially but shall cover the financial statement or statements for, and compliance with the requirements of this chapter during, both years within such period.".

96 Stat. 1029.
31 USC 6723.

(c) Section 6723(b)(1) of such title is amended—

(1) by striking out "at least once every 3 years" in clause (A) and inserting in lieu thereof "at least as often as would be required by subsection (a)(2)"; and

(2) by striking out "auditing standards" and inserting in lieu thereof "government auditing standards issued by the Comptroller General of the United States".

(d) Section 6723(c)(2) of such title is amended—

(1) by striking out "generally accepted auditing standards" the first place it appears and inserting in lieu thereof "generally accepted government auditing standards issued by the Comptroller General of the United States"; and

(2) by striking out "generally accepted auditing standards" the second place it appears and inserting in lieu thereof "such auditing standards".

Report, public inspection.

(e) Section 6723(e) of such title is amended by adding at the end thereof the following: "No later than 30 days following completion of the audit, the audit report shall be made available for public inspection by the State government or unit of local government.".

TECHNICAL AMENDMENTS

Definitions.
96 Stat. 1010.

SEC. 9. (a)(1) Subsection (a) of section 6701 of title 31, United States Code, is amended by adding at the end thereof the following new clauses:

"(8) 'adjusted taxes of a unit of general local government' means the taxes imposed by the unit of general local government for public purposes (except employee and employer assessments and contributions to finance retirement and social insurance systems and other special assessments for capital outlay) determined by the Secretary of Commerce for general statistical purposes and adjusted (under regulations of the Secretary of the Treasury) to exclude amounts properly allocated to education expenses.

"(9) 'urbanized population' has the meaning given to such term by the Secretary of Commerce for general statistical purposes.".

Data computations.

(2) Section 6701(c) of such title is amended by striking out the last sentence and inserting in lieu thereof the following: "Except as provided in regulations prescribed by the Secretary of the Treasury, the Secretary shall make all data computations based on the ratio of the estimated population of the part to the population of the entire unit of general local government.".

(3) Section 6701(d) of such title is amended by inserting "annexation," after "constitutional change,".

(4) Section 6701(e)(2) of such title is amended by striking out "having one unit of general local government" and inserting in lieu thereof "and the sole unit of general local government in the area".

96 Stat. 1013.
31 USC 6704.

(b) Section 6704(a) of such title is amended—

(1) by inserting "under this chapter" before the semicolon at the end of clause (1);

97 STAT. 1312

(2) by striking out "received under" in clause (3) and inserting in lieu thereof "so received in accordance with";

(3) by striking out "consistent" in clause (5) and inserting in lieu thereof "in accordance";

(4) by striking out "section 6723(b)" in clause (7) and inserting in lieu thereof "section 6723(g)";

(5) by striking out "and" at the end of such clause (7);

(6) by striking out the period at the end of clause (8) and inserting in lieu thereof "; and"; and

(7) by inserting after such clause the following new clause:

"(9) the government will comply with the requirements of sections 6714 and 6723.".

96 Stat. 1016.
31 USC 6707.

(c) Section 6707(c)(5) of such title is amended by striking out the last sentence.

96 Stat. 1018.
31 USC 6709.

(d) Clause (A) of section 6709(a)(2) of such title is amended to read as follows:

"(A) the adjusted taxes of the unit of general local government, divided by".

96 Stat. 1022.
31 USC 6713.

(e) Section 6713(a) of such title is amended by inserting "before the beginning of the entitlement period" immediately after "Secretary of Commerce".

96 Stat. 1024.
31 USC 6716.

(f) Section 6716 of such title is amended by striking out "when" in subsections (a) and (b) and inserting in lieu thereof "if".

(g) Section 6716(c)(1) of such title is amended by inserting before the period at the end the following: "with respect to which the allegation of discrimination is made".

96 Stat. 1025.
31 USC 6717.

(h) Section 6717 of such title is amended—

(1) by striking out "a part" in subsection (b)(3) and inserting in lieu thereof "any part";

(2) by striking out "except when" in subsection (c) and inserting in lieu thereof "unless";

(3) by striking out "When" in such subsection and inserting in lieu thereof "If"; and

(4) by inserting "of discrimination" after "The holding" in subsection (e).

96 Stat. 1026.
31 USC 6718.

(i) Section 6718(b) of such title is amended by striking out "about" and inserting in lieu thereof "based on".

STUDY OF FEDERAL/STATE/LOCAL FISCAL RELATIONSHIPS

31 USC 6701 note.

SEC. 10. (a) The Secretary of the Treasury shall undertake a study of the following issues:

96 Stat. 1010.
31 USC 6701 *et seq.*

(1) The various factors used in the current allocation formulas under chapter 67 of title 31, United States Code, and possible alternatives to such formulas and factors (such as State gross domestic product, the representative tax system, and the inclusion of user fees in factors based on tax collections), including an analysis of the strengths and weaknesses of such formulas and factors.

(2) The long-term outlook for the fiscal condition and fiscal capacity of Federal, State, and local governments.

(3) The concept of returning revenue sources to State and local governments along with responsibility for programs and activities for which financial assistance is now provided by the Federal Government.

97 STAT. 1313

(4) The impacts of the cyclical nature of the economy and other factors, such as unemployment, on the expenditures, needs, and fiscal capacities of Federal, State, and local governments, and the responsiveness of the distribution of Federal financial assistance to the cyclical nature of the economy and such other factors.

(5) The responsiveness of the distribution of Federal assistance to the fiscal capacities of State and local governments, and the responsiveness of the distribution of Federal assistance to the need for services of State and local governments and to cost-of-living and cost-of-government differentials.

(6) The mathematical forms, data, and administration of Federal grant formulas, including the formulas examined under paragraph (1).

(7) The impact on State and local governments of—

26 USC 1 *et seq.*

(A) modification of the provisions of the Internal Revenue Code of 1954 with respect to—

(i) the deductibility of State and local government taxes, and

(ii) the tax exempt status of State and local securities used for purposes other than the financing of public facilities and cash management, and

96 Stat. 1010.
31 USC 6701 *et seq.*

(B) increases in allocations under chapter 67 of title 31, United States Code, made to compensate for the modifications described in clause (A).

Plan development.

(b) The Secretary of the Treasury, in consultation with the Secretary of Commerce, the Comptroller General of the United States, the Advisory Commission on Intergovernmental Relations, and recognized organizations of elected officials of State and local governments, including regional organizations of such officials and officials of States that may receive substantially reduced funding under alternative methods of allocating Federal grants-in-aid, shall develop a plan for the completion of the study required by subsection (a). Such plan may provide for the participation of such individuals and organizations in the conduct of the study.

Report to President and Congress.

(c) Upon completion of the study required by subsection (a), the Secretary shall solicit the views of the persons and organizations with whom he was required to consult by subsection (b) and shall append such views to a final report to the President and the Congress. Such report shall be submitted no later than June 30, 1985.

Appropriation authorization.

(d) There are authorized to be appropriated for each of the fiscal years 1984 and 1985 such sums as may be necessary to carry out this section, not to exceed for each such fiscal year an amount equal to 3 percent of the cost of administering chapter 67 of title 31, United States Code, for the preceding fiscal year.

ADJUSTING DEFINITION OF MASSACHUSETTS TAX EFFORT

SEC. 11. (a) For the purposes of allocating amounts under sections 6708 and 6709 of title 31, United States Code, among units of general local government within the Commonwealth of Massachusetts for the entitlement period beginning October 1, 1983, the adjusted taxes of those governments shall include property taxes levied for the Commonwealth's 1982 fiscal year and recognized as fiscal year 1982 receipts pursuant to Massachusetts General Laws, chapter 59, sections 21 and 23, and chapter 44, sections 35 through 46.

96 Stat. 1017, 1018.

(b) No tax collections credited to any unit of general local government under subsection (a) for the Commonwealth's 1982 fiscal year shall be credited to that unit of general local government for any other fiscal year.

97 STAT. 1314

EFFECTIVE DATE

SEC. 12. (a) Except as provided in subsection (b), the amendments made by this Act shall apply to entitlement periods (as such term is defined in section 6701(a)(1) of title 31, United States Code) beginning on or after October 1, 1983.

31 USC 6701 note.

Ante, p. 1309.

(b) The amendments made by section 8 shall apply with respect to any fiscal year (or period) of any State government or unit of general local government beginning on or after October 1, 1983.

Ante, p. 1310.

Approved November 30, 1983.

LEGISLATIVE HISTORY—H.R. 2780 (S. 1426):

HOUSE REPORTS: No. 98-179 (Comm. on Government Operations) and No. 98-550 (Comm. of Conference).
SENATE REPORT No. 98-189 accompanying S. 1426 (Comm. on Finance).
CONGRESSIONAL RECORD, Vol. 129 (1983):
    Aug. 2, considered and passed House.
    Sept. 21, considered and passed Senate, amended, in lieu of S. 1426.
    Nov. 17, House and Senate agreed to conference report.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 48 (1983):
    Nov. 30, Presidential statement.

Public Law 98-191
98th Congress

97 STAT. 1325

An Act

To revise the authority and responsibility of the Office of Federal Procurement Policy, to authorize appropriations for the Office of Federal Procurement Policy for an additional four fiscal years, and for other purposes.

Dec. 1, 1983
[H.R. 2293]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Office of Federal Procurement Policy Act Amendments of 1983".

Office of Federal Procurement Policy Act Amendments of 1983.
41 USC 401 note.

REFERENCE

SEC. 2. Except as otherwise specifically provided, whenever in this Act a reference is expressed in terms of a section or other provision, the reference shall be considered to be made to a section or other provision, respectively, of the Office of Federal Procurement Policy Act (41 U.S.C. 401 et seq.).

DECLARATION OF POLICY

SEC. 3. Section 2 (41 U.S.C. 401) is amended to read as follows:

"DECLARATION OF POLICY

"SEC. 2. It is the policy of the Congress to promote economy, efficiency and effectiveness in the procurement of property and services by the executive branch of the Federal Government by—

"(1) promoting full and open competition;

"(2) establishing policies, procedures, and practices which will provide the Government with property and services of the requisite quality, within the time needed, at the lowest reasonable cost;

"(3) promoting the development of simplified uniform procurement processes;

"(4) promoting the participation of small business concerns;

"(5) supporting the continuing development of a competent, professional work force;

"(6) eliminating fraud and waste in the procurement process;

"(7) eliminating redundant administrative requirements placed on contractor and Federal procurement officials;

"(8) promoting fair dealings and equitable relationships with the private sector;

"(9) ensuring that payment is made in a timely manner and only for value received;

"(10) requiring, to the extent practicable, the use of commercial products to meet the Government's needs;

"(11) requiring that personal services are obtained in accordance with applicable personnel procedures and not by contract;

"(12) ensuring the development of procurement policies that will accommodate emergencies and wartime as well as peacetime requirements; and

"(13) promoting, whenever feasible, the use of specifications which describe needs in terms of functions to be performed or the performance required.".

DEFINITIONS

SEC. 4. Section 4 (41 U.S.C. 403) is amended to read as follows:

"DEFINITIONS

"SEC. 3. As used in this Act—

"(1) the term 'executive agency' means—

"(A) an executive department specified in section 101 of title 5, United States Code;

"(B) a military department specified in section 102 of such title;

"(C) an independent establishment as defined in section 104(1) of such title; and

"(D) a wholly owned Government corporation fully subject to the provisions of chapter 91 of title 31, United States Code;

96 Stat. 1041.

"(2) the term 'procurement' includes all stages of the process of acquiring property or services, beginning with the process for determining a need for property or services and ending with contract completion and closeout;

"(3) the term 'procurement system' means the integration of the procurement process, the professional development of procurement personnel, and the management structure for carrying out the procurement function;

"(4) the term 'single system of Government-wide procurement regulations' means (A) a single Government-wide procurement regulation issued and maintained jointly by the General Services Administration, the Department of Defense, and the National Aeronautics and Space Administration, pursuant to their respective authorities, title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 251 et seq.), chapter 137 of title 10, United States Code, and the National Aeronautics and Space Act of 1958 (42 U.S.C. 2451 et seq.), and (B) agency acquisition regulations implementing and supplementing the Government-wide procurement regulation issued as provided in clause (A), which shall be limited to (i) regulations essential to implement Government-wide policies and pro-

10 USC 2301 *et seq.*

cedures within the agency and (ii) additional policies and procedures required to satisfy the specific and unique needs of the agency; and

"(5) the term 'standards' means the criteria for determining the effectiveness of the procurement system by measuring the performance of the various elements of such system.".

AUTHORITY AND FUNCTIONS OF THE ADMINISTRATOR

SEC. 5. Section 6 (41 U.S.C. 405) is amended to read as follows:

"AUTHORITY AND FUNCTIONS OF THE ADMINISTRATOR

"SEC. 6. (a) The Administrator shall provide overall direction of procurement policy and leadership in the development of procurement systems of the executive agencies. To the extent that the Administrator considers appropriate, in carrying out the policies and functions set forth in this Act, and with due regard for applicable laws and the program activities of the executive agencies, the Administrator may prescribe Government-wide procurement policies which shall be implemented in the single system of Government-wide procurement regulations and shall be followed by executive agencies in the procurement of—

"(1) property other than real property in being;

"(2) services, including research and development; and

"(3) construction, alteration, repair, or maintenance of real property.

Regulations, procedures and forms, issuance.

"(b) In any instance in which the Administrator determines that the Department of Defense, the National Aeronautics and Space Administration, and the General Services Administration are unable to agree on or fail to issue Government-wide regulations, procedures and forms in a timely manner, the Administrator may, with due regard for applicable laws and the program activities of the executive agencies and consistent with the policies and functions set forth in this Act, prescribe Government-wide regulations, procedures and forms which shall be followed by executive agencies in the procurement of—

"(1) property other than real property in being;

"(2) services, including research and development; and

"(3) construction, alteration, repair, or maintenance of real property.

"(c) The authority of the Administrator under this Act shall not be construed to—

"(1) impair or interfere with the determination by executive agencies of their need for, or their use of, specific property, services, or construction, including particular specifications therefor; or

"(2) interfere with the determination by executive agencies of specific actions in the award or administration of procurement contracts.

"(d) The functions of the Administrator shall include—

"(1) providing leadership and ensuring action by the executive agencies in the establishment, development and maintenance of the single system of simplified Government-wide procurement regulations and resolving differences among the executive agencies in the development of simplified Government-wide procurement regulations, procedures and forms;

"(2) coordinating the development of Government-wide procurement system standards that shall be implemented by the executive agencies in their procurement systems;

"(3) providing leadership and coordination in the formulation of the executive branch position on legislation relating to procurement;

Federal Procurement Data System.

"(4) providing for a computer-based Federal Procurement Data System which shall be located in the General Services Administration (acting as executive agent for the Administrator) and shall collect, develop, and disseminate procurement data;

Federal Acquisition Institute.

"(5) providing for a Federal Acquisition Institute which shall be located in the General Services Administration (acting as executive agent for the Administrator) and shall—

97 STAT. 1328

"(A) foster and promote Government-wide career management programs for a professional procurement work force; and

"(B) promote and coordinate Government-wide research and studies to improve the procurement process and the laws, policies, methods, regulations, procedures, and forms relating to procurement by the executive agencies;

"(6) establishing criteria and procedures to ensure the effective and timely solicitation of the viewpoints of interested parties in the development of procurement policies, regulations, procedures, and forms;

"(7) developing standard contract forms and contract language in order to reduce the Government's cost of procuring property and services and the private sector's cost of doing business with the Government; and

"(8) completing action, as appropriate, on the recommendations of the Commission on Government Procurement.

"(e) In carrying out the functions set forth in subsection (c), the Administrator—

"(1) shall consult with the affected executive agencies, including the Small Business Administration;

"(2) may, with the concurrence of the heads of affected executive agencies, designate an executive agency or executive agencies to assist in the performance of such functions; and

"(3) may establish advisory committees or other interagency groups to assist in providing for the establishment, development, and maintenance of a single system of simplified Government-wide procurement regulations and to assist in the performance of any of the other functions which the Administrator considers appropriate.

Procurement regulation, implementation.

"(f) The Director of the Office of Management and Budget may deny the promulgation of or rescind any Government-wide regulation or final rule or regulation of any executive agency relating to procurement if the Administrator determines that such rule or regulation is inconsistent with the policies set forth in section 2 or any policies, regulations, or procedures issued pursuant to subsection (a).

"(g) Except as otherwise provided by law, no duties, functions, or responsibilities, other than those expressly assigned by this Act, shall be assigned, delegated, or transferred to the Administrator.

"(h) Nothing in this Act shall be construed to—

"(1) impair or affect the authorities or responsibilities conferred by the Federal Property and Administrative Services Act of 1949 with respect to the procurement of automatic data processing and telecommunications equipment and services or of real property; or

40 USC 471 note.

"(2) limit the current authorities and responsibilities of the Director of the Office of Management and Budget.

Policies, regulations, procedures, and forms.

"(i)(1) With due regard to applicable laws and the program activities of the executive agencies administering Federal programs of grants or assistance, the Administrator may prescribe Government-wide policies, regulations, procedures, and forms which the Administrator considers appropriate and which shall be followed by such executive agencies in providing for the procurement, to the extent required under such programs, of property or services referred to in clauses (1), (2), and (3) of subsection (a) by recipients of Federal grants or assistance under such programs.

97 STAT. 1329

"(2) Nothing in paragraph (1) shall be construed to—

"(A) permit the Administrator to authorize procurement or supply support, either directly or indirectly, to recipients of Federal grants or assistance; or

"(B) authorize any action by such recipients contrary to State and local laws, in the case of programs to provide Federal grants or assistance to States and political subdivisions.".

AUTHORIZATION OF APPROPRIATIONS

SEC. 6. Section 11 (41 U.S.C. 410) is amended to read as follows:

"AUTHORIZATION OF APPROPRIATIONS

"SEC. 11. There are authorized to be appropriated to carry out the provisions of this Act, and for no other purpose, $4,500,000 for the fiscal year ending September 30, 1984, and for each of the three succeeding fiscal years.".

EXPERIMENTAL PROGRAMS; ADDITIONAL PROCUREMENT RESPONSIBILITIES OF EXECUTIVE AGENCIES

SEC. 7. The Office of Federal Procurement Policy Act is further amended by adding at the end thereof the following new sections:

"TESTS OF INNOVATIVE PROCUREMENT METHODS AND PROCEDURES

41 USC 413.

"SEC. 15. (a) The Administrator may develop innovative procurement methods and procedures to be tested by selected executive agencies. The innovative procurement methods and procedures tested under this subsection shall be consistent with the policies set forth in section 2. In developing any program to test innovative procurement methods and procedures under this subsection, the Administrator shall consult with the heads of executive agencies to—

"(1) ascertain the need for and specify the objectives of such program;

"(2) develop the guidelines and procedures for carrying out such program and the criteria to be used in measuring the success of such program;

"(3) evaluate the potential costs and benefits which may be derived from the innovative procurement methods and procedures tested under such program;

"(4) select the appropriate executive agencies or components of executive agencies to carry out such program;

"(5) specify the categories and types of products or services to be procured under such program; and

"(6) develop the methods to be used to analyze the results of such program.

A program to test innovative procurement methods and procedures may not be carried out unless approved by the heads of the executive agencies selected to carry out such program.

Notification to congressional committees.

"(b) If the Administrator determines that it is necessary to waive the application of any provision of law in order to carry out a proposed program to test innovative procurement methods and procedures under subsection (a), the Administrator shall transmit notice of the proposed program to the Committee on Government Operations of the House of Representatives and the Committee on Governmental Affairs of the Senate and request that such committees take such action as may be necessary to provide that such provision of law does not apply with respect to the proposed program. The notification to Congress shall include a description of the proposed program (including the scope and purpose of the proposed program), the procedures to be followed in carrying out the proposed program, the provisions of law affected and any provision of law the application of which must be waived in order to carry out the proposed program, and the executive agencies involved in carrying out the proposed program.

97 STAT. 1330

"EXECUTIVE AGENCY RESPONSIBILITIES

41 USC 414.

"SEC. 16. To further achieve effective, efficient, and economic administration of the Federal procurement system, the head of each executive agency shall, in accordance with applicable laws, Government-wide policies and regulations, and good business practices—

"(1) increase the use of effective competition in procurement by the executive agency;

"(2) establish clear lines of authority, accountability, and responsibility for procurement decisionmaking within the executive agency, including placing the procurement function at a sufficiently high level in the executive agency to provide—

"(A) direct access to the head of the major organizational element of the executive agency served; and

"(B) comparative equality with organizational counterparts;

"(3) designate a senior procurement executive who shall be responsible for management direction of the procurement system of the executive agency, including implementation of the unique procurement policies, regulations, and standards of the executive agency; and

"(4) develop and maintain a procurement career management program in the executive agency to assure an adequate professional work force.

"STUDIES AND REPORTS

41 USC 415.

"SEC. 17. (a) The Administrator shall conduct studies and issue a report on the extent of competition in the award of subcontracts by Federal prime contractors including an evaluation of the data available on subcontracts awarded in fiscal year 1982 with respect to (1) the source selection method used in awarding such subcontracts, (2) the type of subcontracts awarded, (3) the dollar value of such subcontracts, (4) the size of the subcontractors which were awarded the subcontract (by number of employees), and (5) the geographical location of such subcontractors. The report shall also include recommendations for improvements, if appropriate, in the extent of competition in the awarding of subcontracts and in the collection of data on such subcontract awards.

Completion date.
Submittal to congressional committees.

"(b) The report required under subsection (a) of this section shall be completed by April 1, 1984, and shall be submitted to the Committee on Governmental Affairs of the Senate and the Committee on Government Operations of the House of Representatives not later than April 15, 1984.".

97 STAT. 1331

MISCELLANEOUS AMENDMENTS

SEC. 8. (a) Section 8 (41 U.S.C. 407) is amended—

(1) in subsection (a)—

(A) by striking out "(1)" at the beginning of paragraph (1); and

(B) by striking out paragraphs (2), (3), and (4);

Report to Congress

(2) in subsection (b)—

(A) by striking out the first sentence and inserting in lieu thereof "At least 30 days prior to the effective date of any policy or regulation prescribed under section 6(a), the Administrator shall transmit to the Congress a report on the proposed policy or regulation."; and

(B) by inserting "or regulation" after "policy" each place it appears in clauses (1), (2), and (3) in the second sentence of such subsection; and

(3) by striking out "any policy" in subsection (c) and inserting in lieu thereof "any policy or regulation".

Continuing effect.

(b) Section 10 (41 U.S.C. 409) is amended to read as follows:

"SEC. 10. Procurement policies, regulations, procedures, or forms in effect on the date of enactment of the Office of Federal Procurement Policy Act Amendments of 1983 shall continue in effect, as modified from time to time, until repealed, amended, or superseded by policies, regulations, procedures, or forms promulgated by the Administrator.". *Ante*, p. 1325.

(c) Subsection (a) of section 12 (41 U.S.C. 411) is amended to read as follows:

"(a) The Administrator may delegate, and authorize successive redelegations of, any authority, function, or power of the Administrator under this Act (other than the authority to provide overall direction of Federal procurement policy and to prescribe policies and regulations to carry out such policy), to any other executive agency with the consent of the head of such executive agency or at the direction of the President.".

(d)(1) Sections 201(a)(1), 201(c), and 206(a)(4) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 481(a)(1), 481(c), 487(a)(4)) are each amended by inserting "and regulations" after "subject to policy directives".

(2) Section 602(c) of such Act (40 U.S.C. 474) is amended by inserting "except as otherwise provided by the Office of Federal Procurement Policy Act, and" after "any law inconsistent herewith,".

SMALL PURCHASES

SEC. 9. (a)(1) Section 302(c)(3) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 252(c)(3)) is amended by striking out "$10,000" and inserting in lieu thereof "$25,000".

(2) Section 201(a)(1), 201(c), and 206(a)(4) of such Act (40 U.S.C. 481(a)(1), 481(c), 487(a)(4)) are each amended by striking out "subject to policy directives" and inserting in lieu thereof "subject to regulations".

(3) Section 602(c) of such Act (40 U.S.C. 474) is amended by inserting "except as otherwise provided by the Office of Federal Procurement Policy Act, and" after "any law inconsistent herewith,".

97 STAT. 1332

(b) Clause (1) of the first sentence of section 3709 of the Revised Statutes (41 U.S.C. 5) is amended by striking out "$10,000" and inserting in lieu thereof "$25,000".

(c) The Act entitled "An Act making appropriations for the Legislative Branch for the fiscal year ending June 30, 1966, and for other purposes", approved July 27, 1965 (41 U.S.C. 6a-1), is amended by striking out "$10,000" in the third full unnumbered paragraph under the heading "Office of Architect of the Capitol" and inserting in lieu thereof "$25,000".

(d) Clause (3) of the first sentence of section 9(b) of the Tennessee Valley Authority Act of 1933 (16 U.S.C. 831h(b)) is amended by striking out "$10,000" and inserting in lieu thereof "$25,000".

STUDY OF WEAPON SYSTEMS SPARE PARTS PROCUREMENT BY THE DEPARTMENT OF DEFENSE

Review.
Report to Congress.

SEC. 10. (a) Not later than June 1, 1984, the Office of Federal Procurement Policy (hereinafter in this section referred to as the "Office") shall review the procurement practices, regulations, and reform proposals and programs of the Department of Defense relating to the procurement of spare parts for weapon systems and shall transmit to the Congress a report on the findings, conclusions, and recommendations of the Office relating to such matters. The report shall include (1) an evaluation of the adequacy of the reform proposals and programs to promote practices and the development of directives which will achieve control of costs, economy, and efficiency in the procurement of such spare parts and (2) such recommendations for legislation with respect to the procurement of such spare parts as the Office considers appropriate.

(b)(1) The Secretary of Defense shall furnish to the Office such information on the practices, regulations, and reform proposals and programs of the Department of Defense relating to the procurement of spare parts for weapon systems as the Office considers necessary to carry out subsection (a).

(2) The Inspector General of the Department of Defense shall furnish to the Office such information on the practices of the Department of Defense in procuring spare parts for weapons systems as the Inspector General acquires during his audits of such practices and the Office considers necessary to carry out subsection (a).

Review and comment.

(c) The Inspector General of the Department of Defense shall have reasonable opportunity to review and comment on the report required by subsection (a) before the report is transmitted to the Congress. The comments of the Inspector General shall be included in such report.

PROCUREMENT PRACTICES OF THE DEPARTMENT OF DEFENSE AT THE END OF THE FISCAL YEAR

Review. Report to Congress.

SEC. 11. (a)(1) Not later than February 1, 1984, the Office of Federal Procurement Policy (hereinafter in this section referred to as the "Office") shall review the procurement actions of the Department of Defense during the one-week period ending September 30, 1983, and transmit to the Congress a report on such review as provided in paragraph (2). In carrying out the preceding sentence, the Office shall review the regulations and administrative and managerial guidelines applicable to procurement actions of the Department of Defense during the final quarter of a fiscal year.

97 STAT. 1333

(2) The report required by paragraph (1) shall include (A) the number and dollar amount of contracts and purchases which were made by the Department of Defense during the one-week period referred to in paragraph (1), (B) the findings and conclusions of the Office on whether the Department of Defense had a bona fide need for the property or services procured by each such contract and purchase, (C) a list of the contracts and purchases which were made by the Department of Defense during such period without formal advertising, including the dollar amount of each such contract or purchase, (D) a list of the contracts and purchases made by the Department of Defense during such period after soliciting bids or proposals from only one source, including the dollar amount of each such contract and purchase, (E) each justification for making each contract and purchase included in the list under clause (C) or (D) without formal advertising or soliciting bids or proposals from more than one source, (F) the findings and conclusions of the Office on whether any regulation or administrative or managerial guideline reviewed pursuant to paragraph (1) (including the requirements of Office of Federal Procurement Policy letter number 81-1) were violated in making any of the contracts or purchases reviewed pursuant to paragraph (1), and (G) such recommendations for legislation and administrative actions relating to the procurement practices of the Department of Defense as the Office considers appropriate to assure economy and efficiency in procurement actions by the Department of Defense during the final quarter of a fiscal year.

(b)(1) The Secretary of Defense shall furnish to the Office such information on the procurement actions of the Department of Defense and the regulations and administrative and managerial guidelines applicable to such actions as the Office considers necessary to carry out subsection (a).

(2) The Inspector General of the Department of Defense shall furnish to the Office such information on the procurement actions of the Department of Defense and the regulations and administrative and managerial guidelines applicable to such actions as the Inspector General has acquired and the Office considers necessary to carry out subsection (a).

(3) The Comptroller General of the United States shall furnish to the Office such information on the procurement actions of the Department of Defense and the regulations and administrative and managerial guidelines applicable to such actions as the Comptroller General has acquired and the Office considers necessary to carry out subsection (a).

97 STAT. 1334

(4) Each official furnishing information to the Office under paragraph (1), (2), or (3) shall include with such information all information furnished by such official to the Congress, any committee of the Congress, or any Member of the Congress relating to the procurement actions required by subsection (a) to be reviewed by the Office.

Approved December 1, 1983.

LEGISLATIVE HISTORY—H.R. 2293 (S. 1001):

HOUSE REPORT No. 98-146 (Comm. on Government Operations).
SENATE REPORT No. 98-214 accompanying S. 1001 (Comm. on Governmental Affairs).
CONGRESSIONAL RECORD, Vol. 129 (1983):
    June 1, considered and passed House.
    Nov. 15, considered and passed Senate, amended.
    Nov. 17, House concurred in Senate amendments.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 48 (1983):
    Dec. 1, Presidential statement.

Public Law 98-35
98th Congress

Joint Resolution

To provide for the temporary extension of certain insurance programs relating to housing and community development, and for other purposes.

May 26, 1983
[H.J. Res. 265]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,

Housing and community development, extension of insurance programs.

EXTENSION OF FEDERAL HOUSING ADMINISTRATION MORTGAGE INSURANCE PROGRAMS

96 Stat. 1230.
12 USC 1703.

SECTION 1. (a) Section 2(a) of the National Housing Act is amended by striking out "May 21, 1983" in the first sentence and inserting in lieu thereof "October 1, 1983".

96 Stat. 1230.
12 USC 1715h.

(b) Section 217 of such Act is amended by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

96 Stat. 1230.
12 USC 1715*l*.

(c) Section 221(f) of such Act is amended by striking out "May 20, 1983" in the fifth sentence and inserting in lieu thereof "September 30, 1983".

96 Stat. 1230.
12 USC 1715z.

(d) Section 235 of such Act is amended—

(1) in subsection (m), by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983"; and

(2) in subsection (q)(1), by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

96 Stat. 1230.
12 USC 1715z-1.

(e) Section 236(n) of such Act is amended by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

96 Stat. 1230.
12 USC 1715z-9.

(f) Section 244(d) of such Act is amended—

(1) by striking out "May 20, 1983" in the first sentence and inserting in lieu thereof "September 30, 1983"; and

(2) by striking out "May 21, 1983" in the second sentence and inserting in lieu thereof "October 1, 1983".

96 Stat. 1230.
12 USC 1715z-10.

(g) Section 245(a) of such Act is amended by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

96 Stat. 1230.
12 USC 1748h-1.

(h) Section 809(f) of such Act is amended by striking out "May 20, 1983" in the second sentence and inserting in lieu thereof "September 30, 1983".

96 Stat. 1230.
12 USC 1748h-2.

(i) Section 810(k) of such Act is amended by striking out "May 20, 1983" in the second sentence and inserting in lieu thereof "September 30, 1983".

96 Stat. 1230.
12 USC 1749bb.

(j) Section 1002(a) of such Act is amended by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

96 Stat. 1230.
12 USC 1749aaa.

(k) Section 1101(a) of such Act is amended by striking out "May 20, 1983" in the second sentence and inserting in lieu thereof "September 30, 1983".

EXTENSION OF FLEXIBLE INTEREST RATE AUTHORITY

38 USC 1801 *et seq.*

96 Stat. 1231.

SEC. 2. Section 3(a)(1) of the Act entitled "An Act to amend chapter 37 of title 38 of the United States Code with respect to the veterans' home loan program, to amend the National Housing Act with respect to interest rates on insured mortgages, and for other purposes", approved May 7, 1968 (12 U.S.C. 1709-1(1)), is amended | 97 STAT. 198 by striking out "May 21, 1983" and inserting in lieu thereof "October 1, 1983".

EXTENSION OF RURAL HOUSING AUTHORITIES

96 Stat. 1231.
42 USC 1485.

SEC. 3. (a) Section 515(b)(5) of the Housing Act of 1949 is amended by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

96 Stat. 1231.
42 USC 1487.

(b) Section 517(a)(1) of such Act is amended by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

96 Stat. 1231.
42 USC 1490c.

(c) Section 523(f) of such Act is amended by striking out "May 20, 1983" each place it appears and inserting in lieu thereof "September 30, 1983".

EXTENSION OF FLOOD, CRIME, AND RIOT INSURANCE PROGRAMS

96 Stat. 1231.
42 USC 4026.

SEC. 4. (a) Section 1319 of the National Flood Insurance Act of 1968 is amended by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

96 Stat. 1231.
42 USC 4056.

(b) Section 1336(a) of such Act is amended by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

96 Stat. 1231.
12 USC 1749bbb.

(c) Section 1201(b)(1) of the National Housing Act is amended by striking out "May 20, 1983" and inserting in lieu thereof "September 30, 1983".

EXEMPTION OF CERTAIN FEDERAL HOME LOAN MORTGAGE CORPORATION SECURITIES FROM SECURITIES REGULATIONS

96 Stat. 1232.
12 USC 1455.

SEC. 5. Section 306 of the Federal Home Loan Mortgage Corporation Act is amended by adding at the end thereof the following new subsection:

"(g) All securities issued or guaranteed by the Corporation (other than securities guaranteed by the Corporation that are backed by mortgages not purchased by the Corporation) shall, to the same extent as securities that are direct obligations of or obligations guaranteed as to principal or interest by the United States, be deemed to be exempt securities within the meaning of the laws administered by the Securities and Exchange Commission.".

EXTENSION OF EXPERIMENTAL HOUSING ALLOWANCE SUPPLY PROGRAM

12 USC 1701z-3.

SEC. 6. (a) Section 504(b) of the Housing and Urban Development Act of 1970 is amended—

(1) by inserting "(1)" after "(b)"; and

(2) by adding at the end thereof the following new paragraph:

"(2) Notwithstanding the provisions of paragraph (1), the Secretary shall, to the extent approved in appropriation Acts, extend the annual contributions contracts for the experimental housing allowance supply program through September 30, 1989, on the same terms and conditions as the original contracts, for the sole purpose of providing assistance for homeowners participating in such program on June 1, 1983. In extending such contracts, the Secretary **may, to the extent approved in appropriation Acts, use authority available under section 5(c) of the United States Housing Act of 1937.".**

97 STAT. 199

42 USC 1437c.

Effective date.
12 USC 1701z-3 note.

(b) The amendments made by this section shall become effective on October 1, 1983.

Approved May 26, 1983.

LEGISLATIVE HISTORY—H.J. Res. 265:

CONGRESSIONAL RECORD, Vol. 129 (1983):
May 17, considered and passed House.
May 20, considered and passed Senate, amended.
May 24, House concurred in Senate amendments with an amendment; Senate concurred in House amendment.

Public Law 98-109
98th Congress

97 STAT. 745

Joint Resolution

To provide for the temporary extension of certain insurance programs relating to housing and community development, and for other purposes.

Oct. 1, 1983
[H.J. Res. 366]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,

Housing and community development, extension of insurance programs.

EXTENSION OF FEDERAL HOUSING ADMINISTRATION MORTGAGE INSURANCE PROGRAMS

Ante, p. 197.
12 USC 1703.

SECTION 1. (a) Section 2(a) of the National Housing Act is amended by striking out "October 1, 1983" in the first sentence and inserting in lieu thereof "December 1, 1983".

Ante, p. 197.
12 USC 1715h.

(b) Section 217 of such Act is amended by striking out "September 30, 1983" and inserting in lieu thereof "November 30, 1983".

Ante, p. 197.
12 USC 1715*l*.

(c) Section 221(f) of such Act is amended by striking out "September 30, 1983" in the fifth sentence and inserting in lieu thereof "November 30, 1983".

Ante, p. 197.
12 USC 1715z.

(d)(1) Section 235(h)(1) of such Act is amended by striking out "September 30, 1983" in the last sentence and inserting in lieu thereof "November 30, 1983".

(2) Section 235(m) of such Act is amended by striking out "September 30, 1983" and inserting in lieu thereof "November 30, 1983".

(3) Section 235(q)(1) of such Act is amended by striking out "September 30, 1983" in the last sentence and inserting in lieu thereof "November 30, 1983".

Ante, p. 197.
12 USC 1715z-1.

(e) Section 236(n) of such Act is amended by striking out "September 30, 1983" and inserting in lieu thereof "November 30, 1983".

Ante, p. 197.
12 USC 1715z-9.

(f) Section 244(d) of such Act is amended—

(1) by striking out "September 30, 1983" in the first sentence and inserting in lieu thereof "November 30, 1983"; and

(2) by striking out "October 1, 1983" in the second sentence and inserting in lieu thereof "December 1, 1983".

Ante, p. 197.
12 USC 1715z-10.

(g) Section 245(a) of such Act is amended by striking out "September 30, 1983" in the last sentence and inserting in lieu thereof "November 30, 1983".

Ante, p. 197.
12 USC 1748h-1.

(h) Section 809(f) of such Act is amended by striking out "September 30, 1983" in the last sentence and inserting in lieu thereof "November 30, 1983".

Ante, p. 197.
12 USC 1748h-2.

(i) Section 810(k) of such Act is amended by striking out "September 30, 1983" in the last sentence and inserting in lieu thereof "November 30, 1983".

Ante, p. 197.
12 USC 1749bb.

(j) Section 1002(a) of such Act is amended by striking out "September 30, 1983" in the last sentence and inserting in lieu thereof "November 30, 1983".

Ante, p. 197.
12 USC 1749aaa.

(k) Section 1101(a) of such Act is amended by striking out "September 30, 1983" in the last sentence and inserting in lieu thereof "November 30, 1983".

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EXTENSION OF FLEXIBLE INTEREST RATE AUTHORITY

38 USC 1801 *et seq.*

Ante, p. 198.

SEC. 2. Section 3(a)(1) of the Act entitled "An Act to amend chapter 37 of title 38 of the United States Code with respect to the veterans' home loan program, to amend the National Housing Act with respect to interest rates on insured mortgages, and for other purposes", approved May 7, 1968 (12 U.S.C. 1709-1(1)), is amended by striking out "October 1, 1983" in the first sentence and inserting in lieu thereof "December 1, 1983".

EXTENSION OF REHABILITATION LOAN AUTHORITY

42 USC 1452b.

SEC. 3. Section 312(h) of the Housing Act of 1964 is amended—

(1) by striking out "September 30, 1983" and inserting in lieu thereof "November 30, 1983"; and

(2) by striking out "October 1, 1983" and inserting in lieu thereof "December 1, 1983".

EXTENSION OF RURAL HOUSING AUTHORITIES

Ante, p. 198.
42 USC 1485.

SEC. 4. (a) Section 515(b)(5) of the Housing Act of 1949 is amended by striking out "September 30, 1983" and inserting in lieu thereof "November 30, 1983".

Ante, p. 198.
42 USC 1487.

(b) Section 517(a)(1) of such Act is amended by striking out "September 30, 1983" and inserting in lieu thereof "November 30, 1983".

Ante, p. 198.
42 USC 1490c.

(c) Section 523(f) of such Act is amended by striking out "September 30, 1983" in the last sentence and inserting in lieu thereof "November 30, 1983".

EXTENSION OF FLOOD, CRIME, AND RIOT INSURANCE PROGRAMS

Ante, p. 198.
42 USC 4026.

SEC. 5. (a) Section 1319 of the National Flood Insurance Act of 1968 is amended by striking out "September 30, 1983" and inserting in lieu thereof "November 30, 1983".

Ante, p. 198.
42 USC 4056.

(b) Section 1336(a) of such Act is amended by striking out "September 30, 1983" and inserting in lieu thereof "November 30, 1983".

Ante, p. 198.
12 USC 1749bbb.

(c) Section 1201(b)(1) of the National Housing Act is amended by striking out "September 30, 1983" and inserting in lieu thereof "November 30, 1983".

EXTENSION OF SECTION 8 OF THE EXPORT-IMPORT BANK ACT OF 1945

12 USC 635f.

SEC. 6. Section 8 of the Export-Import Bank Act of 1945 is amended by striking out "September 30, 1983" and inserting in lieu thereof "October 31, 1983".

Approved October 1, 1983.

LEGISLATIVE HISTORY—H.J. Res. 366:

CONGRESSIONAL RECORD, Vol. 129 (1983):
Sept. 27, considered and passed House.
Sept. 29, considered and passed Senate, amended.
Sept. 30, House concurred in Senate amendment.

Public Law 98-11
98th Congress

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An Act

To amend the National Trails System Act by designating additional national scenic and historic trails, and for other purposes.

Mar. 28, 1983
[S. 271]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

National Trails System Act, amendment.

TITLE I—LIMITATION ON APPROPRIATIONS

16 USC 1241 note.

SEC. 101. Authorizations of appropriations under this Act shall be effective only for the fiscal year beginning on October 1, 1983, and subsequent fiscal years. Notwithstanding any other provision of this Act, authority to enter into contracts, and to make payments, under this Act shall be effective only to such extent or in such amounts as are provided in advance in appropriation Acts.

TITLE II—AMENDMENTS TO THE NATIONAL TRAILS SYSTEM ACT

National Trails System Act Amendments of 1983.
16 USC 1241 note.

SEC. 201. This title may be cited as the "National Trails System Act Amendments of 1983".

SEC. 202. Section 2 of the National Trails System Act (82 Stat. 919; 16 U.S.C. 1241 et seq.) is amended—

(1) in subsection (b), by striking out "the purpose" and inserting in lieu thereof "The purpose"; and

(2) by adding at the end thereof the following new subsection:

"(c) The Congress recognizes the valuable contributions that volunteers and private, nonprofit trail groups have made to the development and maintenance of the Nation's trails. In recognition of these contributions, it is further the purpose of this Act to encourage and assist volunteer citizen involvement in the planning, development, maintenance, and management, where appropriate, of trails.".

16 USC 1242.

SEC. 203. Section 3 of the National Trails System Act is amended—

(1) by striking out "composed of—" and inserting in lieu thereof "composed of the following:";

(2) by redesignating paragraphs (a) through (d) as paragraphs (1) through (4), respectively, and by inserting "(a)" after "SEC. 3.";

(3) in paragraph (2) of subsection (a) (as so redesignated), by adding at the end thereof the following: "National scenic trails may be located so as to represent desert, marsh, grassland, mountain, canyon, river, forest, and other areas, as well as landforms which exhibit significant characteristics of the physiographic regions of the Nation.";

(4) in the fourth sentence of paragraph (3) of subsection (a) (as so redesignated), by striking out "Act, are established as initial" and inserting in lieu thereof "Act are included as";

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(5) in the fifth sentence of paragraph (3) of subsection (a) (as so redesignated), by striking out "subsequently"; and

(6) by adding at the end thereof the following new subsections:

"Extended trails."

"(b) For purposes of this section, the term 'extended trails' means trails or trail segments which total at least one hundred miles in length, except that historic trails of less than one hundred miles may be designated as extended trails. While it is desirable that extended trails be continuous, studies of such trails may conclude that it is feasible to propose one or more trail segments which, in the aggregate, constitute at least one hundred miles in length.

Plan submittal.

"(c) On October 1, 1982, and at the beginning of each odd numbered fiscal year thereafter, the Secretary of the Interior shall submit to the Speaker of the United States House of Representatives and to the President of the United States Senate, an initial and revised (respectively) National Trails System plan. Such comprehensive plan shall indicate the scope and extent of a completed nationwide system of trails, to include (1) desirable nationally significant scenic and historic components which are considered necessary to complete a comprehensive national system, and (2) other trails which would balance out a complete and comprehensive nationwide system of trails. Such plan, and the periodic revisions thereto, shall be prepared in full consultation with the Secretary of Agriculture, the Governors of the various States, and the trails community.".

16 USC 1243.

SEC. 204. Section 4(b) of the National Trails System Act is amended—

(1) in clauses (i) and (ii) by striking out "Secretary of the Interior" and inserting in lieu thereof "appropriate Secretary";

(2) in clause (i), by striking out "agencies, and" and inserting in lieu thereof "agencies;";

(3) in clause (ii), by striking out the period at the end thereof and inserting in lieu thereof "; and"; and

(4) by adding at the end thereof the following:

"(iii) trails on privately owned lands may be designated 'National Recreation Trails' by the appropriate Secretary with the written consent of the owner of the property involved.".

16 USC 1244.

SEC. 205. (a) Section 5(a) of the National Trails System Act is amended by adding at the end thereof the following:

Potomac Heritage National Scenic Trail.

"(11) The Potomac Heritage National Scenic Trail, a corridor of approximately seven hundred and four miles following the route as generally depicted on the map identified as 'National Trails System, Proposed Potomac Heritage Trail' in 'The Potomac Heritage Trail', a report prepared by the Department of the Interior and dated December 1974, except that no designation of the trail shall be made in the State of West Virginia. The map shall be on file and available for public inspection in the office of the Director of the National Park Service, Washington, District of Columbia. The trail shall initially consist of only those segments of the corridor located within the exterior boundaries of federally administered areas. No lands or interests therein outside the exterior boundaries of any federally administered area may be acquired by the Federal Government for the Potomac Heritage Trail. The Secretary of the Interior may designate lands outside of federally administered areas as segments of the trail, only upon application from the States or local governmental agencies involved, if such segments meet the criteria established in this Act and are administered by such agencies without expense to the United States. The trail shall be administered by the Secretary of the Interior.

Map; public availability.

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Natchez Trace National Scenic Trail.

"(12) The Natchez Trace National Scenic Trail, a trail system of approximately six hundred and ninety-four miles extending from Nashville, Tennessee, to Natchez, Mississippi, as depicted on the map entitled 'Concept Plan, Natchez Trace Trails Study' in 'The Natchez Trace', a report prepared by the Department of the Interior and dated August 1979. The map shall be on file and available for public inspection in the office of the Director of the National Park Service, Department of the Interior, Washington, District of Columbia. The trail shall be administered by the Secretary of the Interior.

Map; public availability.

Florida National Scenic Trail.

"(13) The Florida National Scenic Trail, a route of approximately thirteen hundred miles extending through the State of Florida as generally depicted in 'The Florida Trail', a national scenic trail study draft report prepared by the Department of the Interior and dated February 1980. The report shall be on file and available for public inspection in the office of the Chief of the Forest Service, Washington, District of Columbia. No lands or interests therein outside the exterior boundaries of any federally administered area may be acquired by the Federal Government for the Florida Trail except with the consent of the owner thereof. The Secretary of Agriculture may designate lands outside of federally administered areas as segments of the trail, only upon application from the States or local governmental agencies involved, if such segments meet the criteria established in this Act and are administered by such agencies without expense to the United States. The trail shall be administered by the Secretary of Agriculture.".

Report; public availability.

16 USC 1244.

(b) Section 5(b) of the National Trails System Act is amended—

(1) by inserting after the second sentence the following: "The feasibility of designating a trail shall be determined on the basis of an evaluation of whether or not it is physically possible to develop a trail along a route being studied, and whether the development of a trail would be financially feasible.";

(2) in paragraph (b)(3), by inserting "16" before "U.S.C."; and

(3) in paragraph (b)(11)(B) by inserting the word "exploration," after "commerce," in the first sentence.

(c) Section 5(c) of the National Trails System Act is amended—

(1) in paragraph (9), by striking out "Sante Fe" and inserting in lieu thereof "Santa Fe"; and

(2) by adding after paragraph (23) the following:

"(24) Juan Bautista de Anza Trail, following the overland route taken by Juan Bautista de Anza in connection with his travels from the United Mexican States to San Francisco, California.

"(25) Trail of Tears, including the associated forts and specifically, Fort Mitchell, Alabama, and historic properties, extending from the vicinity of Murphy, North Carolina, through Georgia, Alabama, Tennessee, Kentucky, Illinois, Missouri, and Arkansas, to the vicinity of Tahlequah, Oklahoma.

"(26) Illinois Trail, extending from the Lewis and Clark Trail at Wood River, Illinois, to the Chicago Portage National Historic Site, generally following the Illinois River and the Illinois and Michigan Canal.

"(27) Jedediah Smith Trail, to include the routes of the explorations led by Jedediah Smith—

"(A) during the period 1826–1827, extending from the Idaho-Wyoming border, through the Great Salt Lake, Sevier, Virgin, and Colorado River Valleys, and the Mojave Desert, to the San Gabriel Mission, California; thence through the Tehachapi Mountains, San Joaquin and Stanislaus River Valleys, Ebbetts Pass, Walker River Valley, Bald Mount, Mount Grafton, and Great Salt Lake to Bear Lake, Utah; and

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"(B) during 1828, extending from the Sacramento and Trinity River Valleys along the Pacific coastline, through the Smith and Willamette River Valleys to the Fort Vancouver National Historic Site, Washington, on the Columbia River.

"(28) General Crook Trail, extending from Prescott, Arizona, across the Mogollon Rim to Fort Apache.

"(29) Beale Wagon Road, within the Kaibab and Coconino National Forests in Arizona: *Provided*, That such study may be prepared in conjunction with ongoing planning processes for these National Forests to be completed before 1990.".

16 USC 1244.

(d) Section 5(d) of the National Trails System Act is amended—

(1) by inserting after the first sentence the following: "If the appropriate Secretary is unable to establish such an advisory council because of the lack of adequate public interest, the Secretary shall so advise the appropriate committees of the Congress."; and

(2) by redesignating paragraphs (i) through (iv) as paragraphs (1) through (4), respectively, and by amending paragraph (1) (as so redesignated) to read as follows:

"(1) the head of each Federal department or independent agency administering lands through which the trail route passes, or his designee;".

(e) Section 5(f) of the National Trails System Act is amended—

(1) in paragraph (1), by striking out "national recreational" and inserting in lieu thereof "national historic", and by striking out "and" after the semicolon;

(2) by striking out the period at the end of paragraph (2) and inserting in lieu thereof a semicolon; and

(3) by adding at the end thereof the following:

"(3) a protection plan for any high potential historic sites or high potential route segments; and

"(4) general and site-specific development plans, including anticipated costs.".

16 USC 1245.

SEC. 206. Section 6 of the National Trails System Act is amended—

(1) in the first sentence, by inserting "by the appropriate Secretary" after "marked"; and

(2) by striking out ": *Provided*" and all that follows through the period and inserting in lieu thereof the following: ", or, where the appropriate Secretary deems necessary or desirable, on privately owned lands with the consent of the landowner. Applications for approval and designation of connecting and side trails on non-Federal lands shall be submitted to the appropriate Secretary.".

16 USC 1246.

SEC. 207. (a) Section 7 of the National Trails System Act is amended—

(1) by striking out "SEC. 7. (a)" and inserting in lieu thereof "(2)"; and

(2) by inserting the following immediately after the section heading:

Ante, p. 43.

"SEC. 7. (a)(1)(A) The Secretary charged with the overall administration of a trail pursuant to section 5(a) shall, in administering and managing the trail, consult with the heads of all other affected State and Federal agencies. Nothing contained in this Act shall be deemed to transfer among Federal agencies any management responsibilities established under any other law for federally administered lands which are components of the National Trails System. Any transfer of management responsibilities may be carried out between the Secretary of the Interior and the Secretary of Agriculture only as provided under subparagraph (B).

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Management transference, procedure. *Ante*, p. 43.

"(B) The Secretary charged with the overall administration of any trail pursuant to section 5(a) may transfer management of any specified trail segment of such trail to the other appropriate Secretary pursuant to a joint memorandum of agreement containing such terms and conditions as the Secretaries consider most appropriate to accomplish the purposes of this Act. During any period in which management responsibilities for any trail segment are transferred under such an agreement, the management of any such segment shall be subject to the laws, rules, and regulations of the Secretary provided with the management authority under the agreement, except to such extent as the agreement may otherwise expressly provide.";

(3) in the first sentence of paragraph (2) of this subsection (a) (as redesignated by paragraph (1) of this subsection), by striking out "thereof", and inserting in lieu thereof "of the availability of appropriate maps or descriptions", and striking out ", together with appropriate maps and descriptions".

16 USC 1246.

(b) Section 7(b) is amended—

(1) by inserting "of the availability of appropriate maps or descriptions" after "notice"; and

(2) by striking out "together with appropriate maps and descriptions,".

Trail interpretation sites.

(c) Section 7(c) is amended by adding at the end thereof the following: "The appropriate Secretary may also provide for trail interpretation sites, which shall be located at historic sites along the route of any national scenic or national historic trail, in order to present information to the public about the trail, at the lowest possible cost, with emphasis on the portion of the trail passing through the State in which the site is located. Wherever possible, the sites shall be maintained by a State agency under a cooperative agreement between the appropriate Secretary and the State agency.".

(d) Section 7(e) of the National Trails System Act is amended by—

16 USC 1246.

(1) deleting reference in the first sentence to "subsection (g)" and substituting, in lieu thereof, "subsection (f)"; and

(2) by deleting the period at the end of the first sentence, and in lieu thereof, substituting a colon and the following proviso: "*Provided further,* That the appropriate Secretary may acquire lands or interests therein from local governments or governmental corporations with the consent of such entities.".

(e) Section 7(f) of the National Trails System Act is amended by inserting "(1)" after "(f)" and by adding at the end thereof the following:

"(2) In acquiring lands or interests therein for a National Scenic or Historic Trail, the appropriate Secretary may, with consent of a landowner, acquire whole tracts notwithstanding that parts of such tracts may lie outside the area of trail acquisition. In furtherance of the purposes of this Act, lands so acquired outside the area of trail acquisition may be exchanged for any non-Federal lands or interests therein within the trail right-of-way, or disposed of in accordance with such procedures or regulations as the appropriate Secretary shall prescribe, including: (i) provisions for conveyance of such acquired lands or interests therein at not less than fair market value to the highest bidder, and (ii) provisions for allowing the last owners of record a right to purchase said acquired lands or interests therein upon payment or agreement to pay an amount equal to the highest bid price. For lands designated for exchange or disposal, the appropriate Secretary may convey these lands with any reservations or covenants deemed desirable to further the purposes of this Act. The proceeds from any disposal shall be credited to the appropriation bearing the costs of land acquisition for the affected trail.".

Procedures or regulations.

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(f) Section 7(g) of the National Trails System Act is amended in the last sentence by striking out "No" and inserting in lieu thereof "Except for designated protected components of the trail, no".

16 USC 1246.

(g) Section 7(h) of the National Trails System Act is amended—

(1) by inserting "(1)" after "(h)";

(2) in the second sentence, by striking out "a national scenic or national historic trail" and inserting in lieu thereof "such a trail";

(3) by inserting after the second sentence the following: "Such agreements may include provisions for limited financial assistance to encourage participation in the acquisition, protection, operation, development, or maintenance of such trails, provisions providing volunteer in the park or volunteer in the forest status (in accordance with the Volunteers in the Parks Act of 1969 and the Volunteers in the Forests Act of 1972) to individuals, private organizations, or landowners participating in such activities, or provisions of both types. The appropriate Secretary shall also initiate consultations with affected States and their political subdivisions to encourage—

16 USC 18g note, 558a note.

"(A) the development and implementation by such entities of appropriate measures to protect private landowners from trespass resulting from trail use and from unreasonable personal liability and property damage caused by trail use, and

"(B) the development and implementation by such entities of provisions for land practices, compatible with the purposes of this Act,

for property within or adjacent to trail rights-of-way. After consulting with States and their political subdivisions under the preceding sentence, the Secretary may provide assistance to such entities under appropriate cooperative agreements in the manner provided by this subsection."; and

(4) by striking out "Whenever the" in the last sentence of such subsection and inserting in lieu thereof the following: "(2) Whenever the".

16 USC 1246.

(h) Section 7(i) of the National Trails System Act is amended by adding at the end thereof the following new sentence: "The Secretary responsible for the administration of any segment of any component of the National Trails System (as determined in a manner consistent with subsection (a)(1) of this section) may also utilize authorities related to units of the national park system or the national forest system, as the case may be, in carrying out his administrative responsibilities for such component.".

(i) Section 7 of the National Trails System Act is amended by inserting after subsection (i) the following:

Trails, types.

"(j) Potential trail uses allowed on designated components of the national trails system may include, but are not limited to, the following: bicycling, cross-country skiing, day hiking, equestrian activities, jogging or similar fitness activities, trail biking, overnight and long-distance backpacking, snowmobiling, and surface water and underwater activities. Vehicles which may be permitted on certain trails may include, but need not be limited to, motorcycles, bicycles, four-wheel drive or all-terrain off-road vehicles. In addition, trail access for handicapped individuals may be provided. The provisions of this subsection shall not supersede any other provisions of this Act or other Federal laws, or any State or local laws.

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Restrictions.

"(k) For the conservation purpose of preserving or enhancing the recreational, scenic, natural, or historical values of components of the national trails system, and environs thereof as determined by the appropriate Secretary, landowners are authorized to donate or otherwise convey qualified real property interests to qualified organizations consistent with section 170(h)(3) of the Internal Revenue Code of 1954, including, but not limited to, right-of-way, open space, scenic, or conservation easements, without regard to any limitation on the nature of the estate or interest otherwise transferable within the jurisdiction where the land is located. The conveyance of any such interest in land in accordance with this subsection shall be deemed to further a Federal conservation policy and yield a significant public benefit for purposes of section 6 of Public Law 96-541.".

26 USC 170.

26 USC 170 and note.

16 USC 1247.

SEC. 208. Section 8 of the National Trails System Act is amended—

(1) by redesignating subsection (d) as subsection (e); and

(2) by inserting after subsection (c) the following:

"(d) The Secretary of Transportation, the Chairman of the Interstate Commerce Commission, and the Secretary of the Interior, in administering the Railroad Revitalization and Regulatory Reform Act of 1976, shall encourage State and local agencies and private interests to establish appropriate trails using the provisions of such programs. Consistent with the purposes of that Act, and in furtherance of the national policy to preserve established railroad rights-of-way for future reactivation of rail service, to protect rail transportation corridors, and to encourage energy efficient transportation use, in the case of interim use of any established railroad rights-of-way pursuant to donation, transfer, lease, sale, or otherwise in a manner consistent with the National Trails System Act, if such interim use is subject to restoration or reconstruction for railroad purposes, such interim use shall not be treated, for purposes of any law or rule of law, as an abandonment of the use of such rights-of-way for railroad purposes. If a State, political subdivision, or qualified private organization is prepared to assume full responsibility for management of such rights-of-way and for any legal liability arising out of such transfer or use, and for the payment of any and all taxes that may be levied or assessed against such rights-of-way, then the Commission shall impose such terms and conditions as a requirement of any transfer or conveyance for interim use in a manner consistent with this Act, and shall not permit abandonment or discontinuance inconsistent or disruptive of such use.".

45 USC 801 note.

Railroad rights-of-way.

16 USC 1249.

SEC. 209. Section 10 of the National Trails System Act is amended—

(1) by inserting "(a)(1)" after "SEC. 10.";

(2) by striking out "(a) The" in the second sentence and inserting in lieu thereof "for the";

(3) by striking out "It is the express intent" and inserting in lieu thereof the following:

"(2) It is the express intent";

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(4) in subsection (a)(2) (as designated by paragraph (3) of this subsection), by inserting "Appalachian" before "Trail"; and

(5) in subsection (c)—

(A) by inserting "(1)" after "(c)";

(B) by inserting before the period at the end of paragraph (1) (as designated by subparagraph (A) of this paragraph) ", except that funds may be expended for the acquisition of lands or interests therein for the purpose of providing for one trail interpretation site, as described in section 7(c), along with such trail in each State crossed by the trail"; and

Ante, p. 46.

(C) by adding at the end of each such subsection the following:

Appropriation authorization.

"(2) There is hereby authorized to be appropriated for fiscal year 1983 and subsequent fiscal years such sums as may be necessary to implement the provisions of this Act relating to the trails designated by paragraphs (9) through (13) of section 5(a) of this Act. Not more than $500,000 may be appropriated for the purposes of acquisition of land and interests therein for the trail designated by section 5(a)(12) of this Act, and not more than $2,000,000 may be appropriated for the purposes of the development of such trail. The administering agency for the trail shall encourage volunteer trail groups to participate in the development of the trail.".

Ante, p. 43.

SEC. 210. The National Trails System Act is amended by adding the following new sections at the end thereof:

"VOLUNTEER TRAILS ASSISTANCE

16 USC 1250.

"SEC. 11. (a)(1) In addition to the cooperative agreement and other authorities contained in this Act, the Secretary of the Interior, the Secretary of Agriculture, and the head of any Federal agency administering Federal lands, are authorized to encourage volunteers and volunteer organizations to plan, develop, maintain, and manage, where appropriate, trails throughout the Nation.

"(2) Wherever appropriate in furtherance of the purposes of this Act, the Secretaries are authorized and encouraged to utilize the Volunteers in the Parks Act of 1969, the Volunteers in the Forests Act of 1972, and section 6 of the Land and Water Conservation Fund Act of 1965 (relating to the development of Statewide Comprehensive Outdoor Recreation Plans).

16 USC 18g note, 558a note.

16 USC 460*l*-8.

"(b) Each Secretary or the head of any Federal land managing agency may assist volunteers and volunteer organizations in planning, developing, maintaining, and managing trails. Volunteer work may include, but need not be limited to—

"(1) planning, developing, maintaining, or managing (A) trails which are components of the national trails system, or (B) trails which, if so developed and maintained, could qualify for designation as components of the national trails system; or

"(2) operating programs to organize and supervise volunteer trail building efforts with respect to the trails referred to in paragraph (1), conducting trail-related research projects, or providing education and training to volunteers on methods of trails planning, construction, and maintenance.

"(c) The appropriate Secretary or the head of any Federal land managing agency may utilize and make available Federal facilities, equipment, tools, and technical assistance to volunteers and volunteer organizations, subject to such limitations and restrictions as the appropriate Secretary or the head of any Federal land managing agency deems necessary or desirable.

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Definitions. 16 USC 1251.

"SEC. 12. As used in this Act:

"(1) The term 'high potential historic sites' means those historic sites related to the route, or sites in close proximity thereto, which provide opportunity to interpret the historic significance of the trail during the period of its major use. Criteria for consideration as high potential sites include historic significance, presence of visible historic remnants, scenic quality, and relative freedom from intrusion.

"(2) The term 'high potential route segments' means those segments of a trail which would afford high quality recreation experience in a portion of the route having greater than average scenic values or affording an opportunity to vicariously share the experience of the original users of a historic route.

"(3) The term 'State' means each of the several States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, the Trust Territory of the Pacific Islands, the Northern Mariana Islands, and any other territory or possession of the United States.

"(4) The term 'without expense to the United States' means that no funds may be expended by Federal agencies for the development of trail related facilities or for the acquisition of lands or interests in lands outside the exterior boundaries of Federal areas. For the purposes of the preceding sentence, amounts made available to any State or political subdivision under the Land and Water Conservation Fund Act of 1965 or any other provision of law shall not be treated as an expense to the United States.".

16 USC 460*l*-4 note.

TITLE III—DESIGNATION OF THE "BIZZ JOHNSON TRAIL"

SEC. 301. The Congress finds that Harold T. "Bizz" Johnson, for twenty-two years a United States Representative from the State of California, should be afforded recognition for his deep appreciation and respect for the mountains, forests, rivers, and fertile valleys of northern California, and for his sustained efforts to protect areas especially suited to outdoor recreation and the enjoyment of nature, and to assure public access thereto. Bizz Johnson took an early and leading interest in proposals to convert an abandoned railroad right-of-way in Lassen County to a twenty-five-mile trail to provide access to the undeveloped Susan River Canyon in the Sierra Nevada Mountains for hikers, horseback riders, cross-country skiers, handicapped individuals, and others. As Representative for the First Congressional District he worked with, and provided major assistance to, local groups, officials of the city of Susanville and the county of Lassen, the Bureau of Land Management, the Forest Service, and the Trust for Public Land in implementing plans for the project.

SEC. 302. The Susanville-Westwood Rails to Trails project described in a joint Bureau of Land Management/Forest Service Recreation Land Acquisition Composite, converting an abandoned railbed in Lassen County, California, extending from the county seat in Susanville westward twenty-five miles to Mason Junction, four miles from the community of Westwood, and traversing the Susan River Canyon, to a public recreation trail is hereby designated and

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hereafter shall be known as the "Bizz Johnson Trail". Any law, regulation, record, map, or other document of the United States referring to this trail shall be held to refer to the "Bizz Johnson Trail", and any future regulations, records, maps, or other documents of the United States, in reference to this trail, shall bear the name "Bizz Johnson Trail".

SEC. 303. The Secretary of the Interior is authorized and directed, in cooperation with the city of Susanville and the county of Lassen, State of California, to design and erect at a suitable location along the Bizz Johnson Trail an appropriate marker in commemoration of the outstanding contributions of Harold T. "Bizz" Johnson toward the protection of undeveloped scenic areas of northern California for the use and enjoyment of the American people, in perpetuity.

Appropriation authorization.

SEC. 304. There are authorized to be appropriated such sums as are necessary to carry out the provisions of this title.

TITLE IV—ROY TAYLOR FOREST

SEC. 401. The Congress finds and declares that Roy Taylor, for sixteen years a United States Representative from the State of North Carolina, a member of the Committee on Interior and Insular Affairs, and chairman of the Subcommittee on National Parks and Recreation, should be afforded recognition for his deep appreciation, affection and respect for the mountains, forests, and streams of western North Carolina, and for his sustained efforts to protect areas especially suited to outdoor recreation and the enjoyment of nature, and to assure public access thereto.

SEC. 402. The thirty-nine thousand acres of forested mountain land within the Nantahala National Forest in Jackson County, North Carolina, commonly referred to as the Balsam-Bonas Defeat area, are hereby designated and hereafter shall be known as the "Roy Taylor Forest". Any law, regulation, record, map, or other document of the United States referring to this land shall be held to refer to the "Roy Taylor Forest", and any future regulations, records, maps, or other documents of the United States, in reference to this area of the Nantahala National Forest, shall bear the name "Roy Taylor Forest".

SEC. 403. The Secretary of Agriculture is authorized and directed, in cooperation with the county of Jackson, State of North Carolina, to design and erect at a suitable location in the Roy Taylor Forest area an appropriate marker in commemoration of the outstanding contributions of Roy Taylor toward the protection of public lands in western North Carolina and the Nation for the use and enjoyment of the American people.

SEC. 404. The Secretary of the Interior is authorized and directed to make designations regarding the Roy Taylor Forest area in publications produced for the Blue Ridge Parkway. The Secretary is further authorized to erect appropriate signs at a suitable location on the Blue Ridge Parkway to commemorate the contributions of Roy Taylor and the designation of the forest area authorized in this title.

Appropriation authorization.

SEC. 405. There are authorized to be appropriated such sums as are necessary to carry out the provisions of this title.

97 STAT. 52

TITLE V—COMMEMORATION OF THE TRAVELS OF WILLIAM BARTRAM

SEC. 501. (a) The Congress finds that—

(1) William Bartram's travels contributed to natural history, literature, and exploration and are of national and regional significance;

(2) a wider segment of the public should be afforded the opportunity to share in Bartram's natural, cultural, and historic resource contributions to America's heritage; and

(3) a segmented William Bartram Heritage Trail would be a practical and appropriate commemoration to a great American naturalist worthy of national recognition.

Donations.

(b) In order that significant route segments and sites, recognized as associated with the travels of William Bartram may be distinguished by suitable markers, the Secretary of the Interior is authorized to accept the donations of such suitable markers for placement at appropriate locations on lands administered by the Secretary of the Interior and, with the concurrence of the Secretary of Agriculture and other appropriate heads of Federal agencies, on lands under their jurisdiction. The determination of the placement of markers to commemorate the travels of William Bartram shall be

made by the Secretary of the Interior in consultation with the Bartram Trail conference and affected local and State governments. Such markers shall be placed by the Secretary of the Interior pursuant to the authority granted by the Act entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes", approved August 21, 1935 (16 U.S.C. 470 et seq.).

16 USC 461 note.

(c) The markers authorized by subsection (b) shall be placed in association with the William Bartram Trail segments identified on maps contained in the study entitled "Bartram Trail, National Scenic/Historic Trail Study", dated February 1982, and submitted to the Congress pursuant to the provisions of section 5 of the National Trails Systems Act (16 U.S.C. 1244).

Approved March 28, 1983.

LEGISLATIVE HISTORY—S. 271:

HOUSE REPORT No. 98-28 (Comm. on Interior and Insular Affairs).
SENATE REPORT No. 98-1 (Comm. on Energy and Natural Resources).
CONGRESSIONAL RECORD, Vol. 129 (1983):
    Feb. 3, considered and passed Senate.
    Mar. 15, considered and passed House.

97 STAT. 193

Public Law 98-32
98th Congress

An Act

May 23, 1983
[S. 287]

To establish the Harry S Truman National Historic Site in the State of Missouri, and for other purposes.

Harry S Truman National Historic Site, establishment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to preserve and interpret for the inspiration and benefit of present and future generations the former home of Harry S Truman, thirty-third President of the United States, the Secretary of the Interior (hereinafter referred to as the "Secretary") is authorized to acquire by donation, purchase with donated or appropriated funds, transfer from another Federal agency, or otherwise, the residence and real property known as 219 North Delaware Street in the city of Independence, Missouri, as passed to Bess Wallace Truman upon the death of her husband. The Secretary may also acquire, by any of the above means, fixtures, and personal property for use in connection with the residence.

16 USC 461 note.

SEC. 2. The property acquired pursuant to subsection (a) is designated as the Harry S Truman National Historic Site and shall be administered by the Secretary in accordance with the provisions of law generally applicable to units of the national park system, including the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), and the Act of August 21, 1935 (49 Stat. 666; 16 U.S.C. 461-467). The Secretary is further authorized, in the administration of the site, to make available certain portions thereof for the use of Margaret Truman Daniel subject to reasonable terms and conditions which he may impose.

Appropriation authorization.

SEC. 3. There is authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Approved May 23, 1983.

LEGISLATIVE HISTORY—S. 287:

CONGRESSIONAL RECORD, Vol. 129 (1983):
May 6, considered and passed Senate.
May 10, considered and passed House.

Public Law 98-48
98th Congress

97 STAT. 244

An Act

To authorize appropriations for the Navajo and Hopi Indian Relocation Commission.

July 13, 1983
[H.R. 1746]

Navajo and Hopi Indian Relocation Commission.
Appropriation authorization.
25 USC 640d-24.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 25(a)(4) of the Act of December 22, 1974 (88 Stat. 1712), is amended by striking the figure "$5,500,000" and inserting, in lieu thereof, the figure "$7,700,000".

SEC. 2. Section 25(a) of the Act of December 22, 1974 (88 Stat. 1712), is amended by adding, at the end thereof, the following new paragraph:

25 USC 640d-14.

"(8) For the purposes of carrying out the provisions of section 15 of this Act, there is authorized to be appropriated not to exceed $15,000,000 annually for fiscal years 1983 through 1987.".

Approved July 13, 1983.

LEGISLATIVE HISTORY—H.R. 1746:

HOUSE REPORT No. 98-173 (Comm. on Interior and Insular Affairs).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 1, considered and passed House.
June 29, considered and passed Senate.

Public Law 98-64
98th Congress

97 STAT. 365

An Act

To provide that per capita payments to Indians may be made by tribal governments, and for other purposes.

Aug. 2, 1983
[S. 419]

Indians, per capita payments.
25 USC 117a.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That funds which are held in trust by the Secretary of the Interior (hereinafter referred to as the "Secretary") for an Indian tribe and which are to be distributed per capita to members of that tribe may be so distributed by either the Secretary or, at the request of the governing body of the tribe and subject to the approval of the Secretary, the tribe. Any funds so distributed shall be paid by the Secretary or the tribe directly to the members involved or, if such members are minors or have been legally determined not competent to handle their own affairs, to a parent or guardian of such members or to a trust fund for such minors or legal incompetents as determined by the governing body of the tribe.

Funding liability.
25 USC 117b.

SEC. 2. (a) Funds distributed under this Act shall not be liable for the payment of previously contracted obligations except as may be provided by the governing body of the tribe and distributions of such funds shall be subject to the provisions of section 7 of the Act of October 19, 1973 (87 Stat. 466), as amended.

25 USC 1407.

(b) Nothing in this Act shall affect the requirements of the Act of October 19, 1973 (87 Stat. 466), as amended, or of any plan approved thereunder, with respect to the use or distribution of funds subject to that Act: *Provided,* That per capita payments made pursuant to a plan approved under that Act may be made by an Indian tribe as provided in section 1 of this Act if all other provisions of the 1973 Act are met, including but not limited to, the protection of the interests of minors and incompetents in such funds.

Shoshone and Arapahoe Tribes of the Wind River Reservation, Wyo.

(c) Nothing in this Act, except the provisions of subsection (a) of this section, shall apply to the Shoshone Tribe and the Arapahoe Tribe of the Wind River Reservation, Wyoming.

Regulations.
25 USC 117c.

SEC. 3. (a) The Secretary shall, by regulation, establish reasonable standards for the approval of tribal payments pursuant to section 1 of this Act and, where approval is given under such regulations, the United States shall not be liable with respect to any distribution of funds by a tribe under this Act.

97 STAT. 366

Liability.

(b) Nothing in this Act shall otherwise absolve the United States from any other responsibility to the Indians, including those which derive from the trust relationship and from any treaties, Executive orders, or agreements between the United States and any Indian tribe.

Repeal.
25 USC 117.

SEC. 4. (a) The following provision of section 1 of the Act of June 10, 1896 (29 Stat. 3360), is repealed: "That any sums of money hereafter to be paid per capita to individual Indians shall be paid to said Indians by an officer of the Government designated by the Secretary of the Interior.".

Repeal.

(b) Section 19 of the Act of June 28, 1898 (30 Stat. 502), is repealed.

Approved August 2, 1983.

LEGISLATIVE HISTORY—S. 419:

HOUSE REPORT No. 98-230 (Comm. on Interior and Insular Affairs).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Feb. 24, considered and passed Senate.
June 20, considered and passed House, amended.
July 20, Senate concurred in House amendment.

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97 STAT. 406

Public Law 98-73
98th Congress

An Act

Aug. 11, 1983
[S. 930]

To authorize the Smithsonian Institution to purchase land in Santa Cruz County, Arizona.

Smithsonian Institution, land purchase in Ariz.
20 USC 50 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Smithsonian Institution is authorized to purchase land in Santa Cruz County, Arizona, for the permanent headquarters of the Fred Lawrence Whipple Observatory.

Appropriation authorization.
20 USC 50 note.

SEC. 2. Effective October 1, 1984, there is authorized to be appropriated $150,000 to carry out the purposes of this Act.

Approved August 11, 1983.

LEGISLATIVE HISTORY—S. 930:

HOUSE REPORT No. 98-330 (Comm. on House Administration).
SENATE REPORT No. 98-97 (Comm. on Rules and Administration).
CONGRESSIONAL RECORD, Vol. 129 (1983):
May 25, considered and passed Senate.
Aug. 1, considered and passed House.

Public Law 98-134
98th Congress

97 STAT. 851

An Act

To settle certain claims of the Mashantucket Pequot Indians.

Oct. 18, 1983
[S. 1499]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Mashantucket Pequot Indian Claims Settlement Act".

Mashantucket Pequot Indian Claims Settlement Act
25 USC 1751 note.

CONGRESSIONAL FINDINGS

SEC. 2. The Congress finds that—

25 USC 1751.

(a) there is pending before the United States District Court for the District of Connecticut a civil action entitled "Western Pequot Tribe of Indians against Holdridge Enterprises Incorporated, et al., Civil Action Numbered H76-193 (D. Conn.)," which involves Indian claims to certain public and private lands within the town of Ledyard, Connecticut;

(b) the pendency of this lawsuit has placed a cloud on the titles to much of the land in the town of Ledyard, including lands not involved in the lawsuit, which has resulted in severe economic hardships for the residents of the town;

(c) the Congress shares with the State of Connecticut and the parties to the lawsuit a desire to remove all clouds on titles resulting from such Indian land claims;

(d) the parties to the lawsuit and others interested in the settlement of Indian land claims within the State of Connecticut have reached an agreement which requires implementing legislation by the Congress of the United States and the Legislature of the State of Connecticut;

(e) the Western Pequot Tribe, as represented as of the time of the passage of this Act by the Mashantucket Pequot Tribal Council, is the sole successor in interest to the aboriginal entity generally known as the Western Pequot Tribe which years ago claimed aboriginal title to certain lands in the State of Connecticut; and

(f) the State of Connecticut is contributing twenty acres of land owned by the State of Connecticut to fulfill this Act. The State of Connecticut will construct and repair three sections of paved or gravel roadways within the reservation of the Tribe. The State of Connecticut has provided special services to the members of the Western Pequot Tribe residing within its borders. The United States has provided few, if any, special services to the Western Pequot Tribe and has denied that it had jurisdiction over or responsibility for said Tribe. In view of the provision of land by the State of Connecticut, the provision of paved roadways by the State of Connecticut, and the provision of special services by the State of Connecticut without being required to do so by Federal law, it is the intent of Congress that the State of Connecticut not be required to otherwise contribute directly to this claims settlement.

97 STAT. 852

DEFINITIONS

SEC. 3. For the purposes of this Act—

25 USC 1752.

(1) The term "Tribe" means the Mashantucket Pequot Tribe (also known as the Western Pequot Tribe) as identified by chapter 832 of the Connecticut General Statutes and all its predecessors and successors in interest. The Mashantucket Pequot Tribe is represented, as of the date of the enactment of this Act, by the Mashantucket Pequot Tribal Council.

(2) The term "land or natural resources" means any real property or natural resources, or any interest in or right involving any real property or natural resources, including without limitation minerals and mineral rights, timber and timber rights, water and water rights, and hunting and fishing rights.

(3) The term "private settlement lands" means—

(A) the eight hundred acres, more or less, of privately held land which are identified by a red outline on a map filed with the secretary of the State of Connecticut in accordance with the agreement referred to in section 2(d) of this Act, and

(B) the lands known as the Cedar Swamp which are adjacent to the Mashantucket Pequot Reservation as it exists on the date of the enactment of this Act. Within thirty days of the enactment of this Act, the secretary of the State of Connecticut shall transmit to the Secretary a certified copy of said map.

(4) The term "settlement lands" means—

(A) the lands described in sections 2(a) and 3 of the Act To Implement the Settlement of the Mashantucket Pequot Indian Land Claims as enacted by the State of Connecticut and approved on June 9, 1982, and

(B) the private settlement lands.

(5) The term "Secretary" means the Secretary of the Interior.

(6) The term "transfer" means any transaction involving, or any transaction the purpose of which was to effect, a change in title to or control of any land or natural resources, and any act, event, or circumstance that resulted in a change in title to, possession of, dominion over, or control of land or natural resources, including any sale, grant, lease, allotment, partition, or conveyance, whether pursuant to a treaty, compact, or statute of a State or otherwise.

(7) The term "reservation" means the existing reservation of the Tribe as defined by chapter 824 of the Connecticut General Statutes and any settlement lands taken in trust by the United States for the Tribe.

APPROVAL OF PRIOR TRANSFERS; EXTINGUISHMENT OF ABORIGINAL TITLES AND INDIAN CLAIMS

25 USC 1753.

97 STAT. 853

SEC. 4. (a) Any transfer before the date of enactment of this Act from, by, or on behalf of the Tribe or any of its members of land or natural resources located anywhere within the United States, and any transfer before the date of enactment of this Act from, by, or on behalf of any Indian, Indian nation, or tribe or band of Indians of land or natural resources located anywhere within the town of Ledyard, Connecticut, shall be deemed to have been made in accordance with the Constitution and all laws of the United States, including without limitation the Trade and Intercourse Act of 1790, Act of July 22, 1790 (ch. 33, sec. 4, 1 Stat. 137, 138), and all amendments thereto and all subsequent reenactments and versions thereof, and Congress hereby does approve and ratify any such transfer effective as of the date of said transfer.

(b) By virtue of the approval and ratification of a transfer of land or natural resources effected by subsection (a), any aboriginal title held by the Tribe or any member of the Tribe, or any other Indian, Indian nation, or tribe or band of Indians, to any land or natural resources the transfer of which was approved and ratified by subsection (a) shall be regarded as extinguished as of the date of such transfer.

(c) By virtue of the approval and ratification of a transfer of land or natural resources effected by this section, or the extinguishment of aboriginal title effected thereby, any claim (including any claim for damages for trespass or for use and occupancy) by, or on behalf of, the Tribe or any member of the Tribe or by any other Indian, Indian nation, or tribe or band of Indians, against the United States, any State or subdivision thereof or any other person which is based on—

(1) any interest in or right involving any land or natural resources the transfer of which was approved and ratified by subsection (a), or

(2) any aboriginal title to land or natural resources the extinguishment of which was effected by subsection (b),

shall be regarded as extinguished as of the date of any such transfer.

(d) Nothing in this section shall be construed to affect or eliminate the personal claim of any individual Indian (except for Federal common law fraud claim) which is pursued under any law of general applicability that protects non-Indians as well as Indians.

Effective date.

(e)(1) This section shall take effect upon the appropriation of $900,000 as authorized under section 5(e) of this Act.

Notice, publication in Federal Register.

(2) The Secretary shall publish notice of such appropriation in the Federal Register when the funds are deposited in the fund established under section 5(a) of this Act.

MASHANTUCKET PEQUOT SETTLEMENT FUND

Establishment. 25 USC 1754.

SEC. 5. (a) There is hereby established in the United States Treasury an account to be known as the Mashantucket Pequot Settlement Fund (hereinafter referred to in this section as the "Fund"). The Fund shall be held in trust by the Secretary for the benefit of the Tribe and administered in accordance with this Act.

Expenditure.

(b)(1) The Secretary is authorized and directed to expend, at the request of the Tribe, the Fund together with any and all income accruing to such Fund in accordance with this subsection.

Private settlement lands.

(2) Not less than $600,000 of the Fund shall be available until January 1, 1985, for the acquisition by the Secretary of private settlement lands. Subsequent to January 1, 1985, the Secretary shall determine whether and to what extent an amount less than $600,000 has been expended to acquire private settlement lands and shall make that amount available to the Tribe to be used in accordance with the economic development plan approved pursuant to paragraph (3).

Disbursement.

(3)(A) The Secretary shall disburse all or part of the Fund together with any and all income accruing to such Fund (excepting the amount reserved in paragraph (2)) according to a plan to promote the economic development of the Tribe.

97 STAT. 854

Economic development plan.

Disapproval notice.

(B) The Tribe shall submit an economic development plan to the Secretary and the Secretary shall approve such plan within sixty days of its submission if he finds that it is reasonably related to the economic development of the Tribe. If the Secretary does not approve such plan, he shall, at the time of his decision, set forth in writing and with particularity, the reasons for his disapproval.

Waiver of liability.

25 USC 162a.

(C) The Secretary may not agree to terms which provide for the investment of the Fund in a manner inconsistent with the first section of the Act of June 24, 1938 (52 Stat. 1037), unless the Tribe first submits a specific waiver of liability on the part of the United States for any loss which may result from such an investment.

(D) The Tribe may, with the approval of the Secretary, alter the economic development plan subject to the conditions set forth in subparagraph (B).

(4) Under no circumstances shall any part of the Fund be distributed to any member of the Tribe unless pursuant to the economic development plan approved by the Secretary under paragraph (3).

Trust responsibility.

(5) As the Fund or any portion thereof is disbursed by the Secretary in accordance with this section, the United States shall have no further trust responsibility to the Tribe or its members with respect to the sums paid, any subsequent expenditures of these sums, or any property other than private settlement lands or services purchased with these sums.

Terms.

(6) Until the Tribe has submitted and the Secretary has approved the terms of the use of the Fund, the Secretary shall fix the terms for the administration of the portion of the Fund as to which there is no agreement.

(7) Lands or natural resources acquired under this subsection which are located within the settlement lands shall be held in trust by the United States for the benefit of the Tribe.

Trust responsibility.

(8) Land or natural resources acquired under this subsection which are located outside of the settlement lands shall be held in fee by the Mashantucket Pequot Tribe, and the United States shall have no further trust responsibility with respect to such land and natural resources. Such land and natural resources shall not be subject to any restriction against alienation under the laws of the United States.

Land or natural resources, acquisition. 40 USC 257. 40 USC 258a.

(9) Notwithstanding the provisions of the first section of the Act of August 1, 1888 (25 Stat. 357, chapter 728), as amended, and the first section of the Act of February 26, 1931 (46 Stat. 1421, chapter 307), the Secretary may acquire land or natural resources under this section from the ostensible owner of the land or natural resources only if the Secretary and the ostensible owner of the land or natural resources have agreed upon the identity of the land or natural resources to be sold and upon the purchase price and other terms of sale.

Condemnation proceedings.

Subject to the agreement required by the preceding sentence, the Secretary may institute condemnation proceedings in order to perfect title, satisfactory to the Attorney General, in the United States and condemn interests adverse to the ostensible owner.

Involuntary conversion. 26 USC 1. 26 USC 1033.

(c) For the purpose of subtitle A of the Internal Revenue Code of 1954, any transfer of private settlement lands to which subsection (b) applies shall be deemed to be an involuntary conversion within the meaning of section 1033 of such Code.

97 STAT. 855

(d) The Secretary may not expend on behalf of the Tribe any sums deposited in the Fund established pursuant to subsection (a) of this section unless and until he finds that authorized officials of the Tribe have executed appropriate documents relinquishing all claims to the extent provided by sections 4 and 10 of this Act, including stipulations to the final judicial dismissal with prejudice of its claims.

Appropriation authorization.

(e) There is authorized to be appropriated $900,000 to be deposited in the Fund.

JURISDICTION OVER RESERVATION

25 USC 1755. 25 USC 1321.

SEC. 6. Notwithstanding the provision relating to a special election in section 406 of the Act of April 11, 1968 (82 Stat. 80; 25 U.S.C. 1326), the reservation of the Tribe is declared to be Indian country subject to State jurisdiction to the maximum extent provided in title IV of such Act.

LIMITATION OF ACTIONS: FEDERAL COURT JURISDICTION

Constitutionality. 25 USC 1756.

SEC. 7. (a) Notwithstanding any other provision of law, the constitutionality of this Act may not be drawn into question in any action unless such question has been raised in—

(1) a pleading contained in a complaint filed before the end of the one-hundred-and-eighty-day period beginning on the date of the enactment of this Act, or

(2) an answer contained in a reply to a complaint before the end of such period.

(b) Notwithstanding any other provision of law, exclusive jurisdiction of any action in which the constitutionality of this Act is drawn into question is vested in the United States District Court for the District of Connecticut.

(c) Any action to which subsection (a) applies and which is brought in the court of any State may be removed by the defendant to the United States District Court for the District of Connecticut.

(d) Except as provided in this Act, no provision of this Act shall be construed to constitute a jurisdictional act, to confer jurisdiction to sue, or to grant implied consent to any Indian, Indian nation, or tribe or band of Indians to sue the United States or any of its officers with respect to the claims extinguished by the operation of this Act.

RESTRICTION AGAINST ALIENATION

25 USC 1757.

SEC. 8. (a) Subject to subsection (b), lands within the reservation which are held in trust by the Secretary for the benefit of the Tribe or which are subject to a Federal restraint against alienation at any time after the date of the enactment of this Act shall be subject to the laws of the United States relating to Indian lands, including section 2116 of the Revised Statutes (25 U.S.C. 177).

Land leases.

(b) Notwithstanding subsection (a), the Tribe may lease lands for any term of years to the Mashantucket Pequot Housing Authority, or any successor in interest to such Authority.

EXTENSION OF FEDERAL RECOGNITION AND PRIVILEGES

25 USC 1758.

SEC. 9. (a) Notwithstanding any other provision of law, Federal recognition is extended to the Tribe. Except as otherwise provided in this Act, all laws and regulations of the United States of general application to Indians or Indian nations, tribes or bands of Indians which are not inconsistent with any specific provision of this Act shall be applicable to the Tribe.

97 STAT. 856

Organic governing document.

(b) The Tribe shall file with the Secretary a copy of its organic governing document and any amendments thereto. Such instrument must be consistent with the terms of this Act and the Act to Implement the Settlement of the Mashantucket Pequot Indian Land Claim as enacted by the State of Connecticut and approved June 9, 1982.

Federal services and benefits, eligibility.

(c) Notwithstanding any other provision of law, the Tribe and members of the Tribe shall be eligible for all Federal services and benefits furnished to federally recognized Indian tribes as of the date of enactment of this Act.

OTHER CLAIMS DISCHARGED BY THIS ACT

25 USC 1759.

SEC. 10. Except as expressly provided herein, this Act shall constitute a general discharge and release of all obligations of the State of Connecticut and all of its political subdivisions, agencies, departments, and all of the officers or employees thereof arising from any treaty or agreement with, or on behalf of the Tribe or the United States as trustee therefor.

INSEPARABILITY

Provisions held invalid.
25 USC 1760.

SEC. 11. In the event that any provision of section 4 of this Act is held invalid, it is the intent of Congress that the entire Act be invalidated. In the event that any other section or provision of this Act is held invalid, it is the intent of Congress that the remaining sections of this Act shall continue in full force and effect.

Approved October 18, 1983.

LEGISLATIVE HISTORY—S. 1499 (S. 366) (H.R. 982):

SENATE REPORT No. 98-222 (Comm. on Indian Affairs).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Sept. 30, considered and passed Senate.
  Oct. 4, considered and passed House.

97 STAT. 909

Public Law 98-141
98th Congress

An Act

Oct. 31, 1983
[H.R. 1213]

To amend certain provisions of law relating to units of the national park system and other public lands, and for other purposes.

Public Lands and National Parks Act of 1983.
16 USC 1 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Public Lands and National Parks Act of 1983".

Effigy Mounds National Monument, Iowa.
Land conveyance.

SEC. 2. (a) The Secretary of the Interior is authorized to accept a conveyance of approximately four acres of land adjacent to the Effigy Mounds National Monument in the State of Iowa, and in exchange therefor to convey the grantor, without monetary consideration, approximately three acres of land within the monument, all as described in subsection (b) of this section. Effective upon consummation of the exchange, the land accepted by the Secretary shall become part of Effigy Mounds National Monument, subject to the laws and regulations applicable thereto, and the land conveyed by the Secretary shall cease to be part of the monument and the boundary of the monument is revised accordingly.

Description.

(b) The land referred to in subsection (a) which may be accepted by the Secretary is more particularly described as that portion of the southeast quarter of the southeast quarter of section 28 lying south and east of County Road Numbered 561, and the land referred to in subsection (a) which may be conveyed by the Secretary is more particularly described as that portion of the northeast quarter of the northeast quarter of section 33 lying north and west of County Road Numbered 561, all in township 96 north, range 3 west, fourth principal meridian, Allamakee County, Iowa.

SEC. 3. Section 9 of the Act entitled "An Act to provide for the establishment of Cape Cod National Seashore", approved August 7, 1961 (16 U.S.C. 459b-8), is amended by striking out "$33,500,000" and inserting in lieu thereof "$42,917,575".

SEC. 4. Section 8 of the Act entitled "An Act to provide for the establishment of the Cape Lookout National Seashore in the State of North Carolina, and for other purposes", approved March 10, 1966 (16 U.S.C. 459g-7), is amended by striking out "$7,903,000" and inserting in lieu thereof "$13,903,000".

SEC. 5. Section 15 of the Act entitled "An Act to establish in the State of Michigan the Sleeping Bear Dunes National Lakeshore, and for other purposes", approved October 21, 1970 (16 U.S.C. 460x-14), is amended by striking out "$66,153,000" and inserting in lieu thereof "$82,149,558".

SEC. 6. Section 5(a) of the Act of October 18, 1976, entitled "An Act to authorize the establishment of the Congaree Swamp National Monument in the State of South Carolina, and for other purposes" (Public Law 94-545; 90 Stat. 2517; 16 U.S.C. 431 note) is amended by striking out "$35,500,000" and substituting "$60,500,000"; and by striking out "$500,000" and inserting in lieu there of "$2,000,000".

97 STAT. 910

SEC. 7. (a) Section 4 of the Act of October 26, 1972 (86 Stat. 1181; 16 U.S.C. 433c note) is amended by striking the phrase "$9,327,000" and inserting in lieu thereof "$9,825,000".

Repeal.

(b) Section 5 of the Act of June 2, 1936 (49 Stat. 1393; 16 U.S.C. 433e), is hereby repealed.

Appropriation authorization.

SEC. 8. (a) The Pennsylvania Avenue Development Corporation Act of 1972 (86 Stat. 1266, 40 U.S.C. 871) is amended as follows:

40 USC 875.

(1) by striking out in paragraph (10) of section 6, the figure "100,000,000" and inserting in lieu thereof "120,000,000"; and

40 USC 885.

(2) by adding at the end of section 17(a) the following: "There are further authorized to be appropriated for operating and administrative expenses of the Corporation sums not to exceed $3,250,000, each, for the fiscal years ending September 30, 1984, September 30, 1985, September 30, 1986, September 30, 1987, and September 30, 1988.".

40 USC 874.

(b) Section 5(e) of the Pennsylvania Avenue Development Corporation Act of 1972 is amended by—

(1) inserting "(1)" after "(e)";

(2) striking out "The Corporation" in the second sentence thereof and substituting:

"(2) The Corporation"; and

(3) adding the following new paragraph at the end thereof:

Effective date.
Notification to congressional committees.

"(3) Any alteration, revision, or amendment of the plan and any other action taken by the Corporation which is not a substantial change in the plan within the meaning of paragraph (2) but—

"(A) which is a significant change in the plan, or which is another significant action taken by the Corporation, and

"(B) which relates to housing, any major structure, historic preservation, parks, office space, or retail uses, within the development area

shall not take effect until thirty days after notice of such change or other action has been submitted to the Committee on Interior and Insular Affairs of the United States House of Representatives and to the Committee on Energy and Natural Resources of the United States Senate, unless prior to the expiration of such thirty-day period each of such committees notifies the Corporation in writing that the committee does not object to such change or other action. Such notice to the committees shall include an explanation of the reasons why the change or other action is proposed and a summary of any recommendations received by the Corporation from the Secretary of the Interior, the Mayor of the District of Columbia, or from any other interested agency, organization, or individual.".

40 USC 872.

(c)(1) Section 3(c) of the Pennsylvania Avenue Development Corporation Act of 1972 is amended by inserting "(7)" at the beginning of the unnumbered paragraph following paragraph (6).

(2) Section 5(a)(10) of such Act is amended by inserting "a" before "whole".

(3) Section 5(b) of such Act is amended by striking out "Cooperation" and substituting "cooperation".

40 USC 880.

(d) Section 11 of the Pennsylvania Avenue Development Corporation Act of 1972 is amended by inserting "(a)" after "Sec. 11." and by adding the following new subsections at the end thereof:

Estimate of additional funds, transmittal to Congress.

"(b) Within six months after the date of the enactment of this subsection, the Corporation shall transmit to the Congress an estimate, for each fiscal year, of the additional funds which will be necessary for the Corporation to carry out the development plan through the fiscal year 1990. Such estimate shall include a detailed statement of the projects and other expenditures for which such funds are proposed to be used, together with an estimate of the projected costs thereof.

97 STAT. 911

Detailed report.

"(c) The report submitted under subsection (a) shall include a detailed discussion of the actions the Corporation has taken within the reporting period to protect and enhance the significant historic and architectural values of structures within the boundaries of the Corporation's jurisdiction, and indicating similar actions it plans to take and issues it anticipates dealing with during the upcoming fiscal year related to historic and architectural preservation. Such report shall indicate the degree to which public concern has been considered and incorporated into decisions made by the Corporation relative to historic and architectural preservation.".

Land conveyance.

Sec. 9. (a) With respect to the land described in subsection (c), the right of reverter and the reserved mineral interests held by the United States in such land are hereby conveyed, without warranty, to the State of Florida for the purpose of allowing the State of Florida to exchange such lands for privately owned lands, such conveyance to the State of Florida to be contingent and effective upon the conveyance to the United States of marketable title to the land described in subsection (d), in fee simple absolute, free and clear of all liens and encumbrances, except those acceptable to the Secretary of the Interior.

(b) Immediately upon receipt by the United States of title to the land described in subsection (d), the Secretary of the Interior shall convey, without warranty, the land described in subsection (d) to the State of Florida. The document of conveyance shall—

Document of conveyance.

(1) reserve to the United States all mineral deposits found at any time in the land and the right to prospect for, mine, and remove the same; and

Land reversion to U.S.

(2) provide that the land shall revert to the United States upon a finding by the Secretary of the Interior that for a period of five consecutive years such land has not been used by the State of Florida for park or recreational purposes, or that such land or any part thereof is being devoted to other uses.

Land descriptions.

(c) The land referred to in subsection (a) is approximately 0.69 of an acre of land, presently encroached upon by the adjoining landowners or occupants, within an area generally described as lot 2, southwest quarter southwest quarter section 15, township 4 south, range 15 west, Tallahassee meridian, Florida. Part of the tract was included in the land conveyed by the United States to the State of Florida on May 10, 1954, by patent numbered 1144377, and part was included in the land conveyed by the United States to the Florida Board of Forestry and Parks (presently named the Florida Department of Natural Resources) on July 26, 1948, by patent numbered 1123723.

Land exchange.

(d) The land to be received in exchange for the land described in subsection (c) consists of approximately 1.10 acres of land located in a tract generally described as section 16, township 4 south, range 15 west, Tallahassee meridian, Florida, and more particularly described as follows: Begin at the intersection of the south right-of-way line of Thomas Drive (State Road Numbered 392) and the east line of section 16, township 4 south, range 15 west, Bay County, Florida. Thence south 0 degree 31 minutes 37 seconds west along the east line of said section 16 for 468.20 feet to the south line of said section 16; thence north 89 degrees 28 minutes 23 seconds west along said south line of section 16 for 205 feet; thence north 24 degrees 10 minutes 23 seconds east for 511.11 feet to the point of beginning, containing 1.10 acres more or less.

97 STAT. 912

Payment of U.S. costs.

(e) The State of Florida shall pay promptly to the Secretary of the Interior, any and all costs, including administrative overhead, that may be incurred by the United States in connection with the transactions authorized under subsection (a).

SEC. 10. (a) For the purposes of this section only, the limitation provision of section 1 of the Act of December 22, 1928 (45 Stat. 1069; 43 U.S.C. 1068), popularly known as the Color-of-Title Act, that limits conveyances under that Act to not more than one hundred and sixty acres, shall not apply to any claim for a patent that may be filed under the Color-of-Title Act for a parcel of land described as section 39, township 5 south, range 4 east, Saint Helena Meridian, Louisiana.

Patent claim provisions.

(b) Except as provided in subsection (a) of this section, all provisions of the Color-of-Title Act shall apply to any claim for a patent under the Color-of-Title Act for the parcel of land described in subsection (a) of this section.

Land conveyances, written application.

SEC. 11. (a) All right, title, and interest of the United States in certain lands within the boundaries of the Sequoia National Forest in Tulare County, California, and described in subsection (b) is hereby conveyed to those persons who submit a written application to the Secretary of Agriculture within five years after the date of enactment of this Act, with such proof of title as the Secretary may consider appropriate.

Descriptions.

(b) The lands to be conveyed under subsection (a) are described as follows:

PARCEL B—MOUNT DIABLO MERIDIAN, CALIFORNIA

Township 14 South, Range 27 East

Section 14:

West half southwest quarter southwest quarter northwest quarter southwest quarter southeast quarter,

Northwest quarter northwest quarter northwest quarter southwest quarter southwest quarter southeast quarter.

Land consolidation and administration.

SEC. 12. (a) To provide for consolidation of lands in the San Juan and San Isabel National Forests, lands administered by the Bureau of Land Management, Montrose District, and lands acquired by the Bureau of Reclamation as a part of the McPhee Dam and Reservoir, all in Colorado, and to provide for more efficient administration of those lands, the exterior boundaries of the San Juan and San Isabel National Forests in the State of Colorado are hereby modified as shown on United States Department of Agriculture, Forest Service maps entitled "Boundary Modification, San Juan National Forest", and "Boundary Modification, San Isabel National Forest", dated August 1981. The maps and legal description of the boundaries of such lands shall be on file and available for public inspection in the offices of the Chief of the Forest Service, Department of Agriculture; the Director of the Bureau of Land Management, and the Commissioner of the Bureau of Reclamation, Department of the Interior; and appropriate field offices of those agencies.

Maps and legal description. Public availability.

(b) All Bureau of Land Management-administered lands that, by reason of the boundary modification described in subsection (a), fall within the boundaries of the San Juan or San Isabel National Forests, comprising about twenty-five thousand five hundred and fifty-nine acres and depicted as areas 1–8 on the maps referred to in subsection (a), are hereby added to the respective national forests and shall be administered in accordance with the laws, rules, and regulations applicable to the national forest system.

97 STAT. 913

(c) All national forest system lands that, by reason of the boundary modification described in subsection (a), no longer fall within the boundaries of the San Juan National Forest, comprising about thirty-one thousand six hundred and seven acres and depicted as areas 9–11 on the maps referred to in such section, are hereby removed from the national forest system and transferred to the Secretary of the Interior to be administered in accordance with the laws, rules, and regulations applicable to the public lands as defined in section 103(e) of the Federal Land Policy and Management Act of 1976 (90 Stat. 2746; 43 U.S.C. 1702(e)).

Jurisdiction.

(d) Notwithstanding subsection (a) or any other law, the Secretary of the Interior shall retain jurisdiction over all lands administered by the Bureau of Reclamation that, by reason of the boundary modification described in the first section of this Act, fall within the boundary of the San Juan National Forest, until such time as the Secretary of the Interior, by agreement with the Secretary of Agriculture, transfers such jurisdiction to the Secretary of Agriculture. Upon such transfer, the land involved shall be added to the San Juan National Forest and shall be administered in accordance with the laws, rules, and regulations applicable to the national forest system.

16 USC 460*l*-9.

(e) For the purpose of section 7 of the Land and Water Conservation Fund Act of 1965 (78 Stat. 903, as amended; 16 U.S.C. 460l-9) the boundaries of the San Juan and San Isabel National Forests, as modified by subsection (a), shall be treated as if they were the boundaries of those forests on January 1, 1965.

Right or authorization.

(f) Nothing in this section shall affect valid existing rights, or interests in existing land use authorization, except that any such right or authorization shall be administered by the agency having

Reissuance.

jurisdiction over the land after the enactment of this Act in accordance with subsections (b) and (c) and other applicable law. Reissuance of any such authorization shall be in accordance with applicable law and the regulations of the agency having jurisdiction, except that the change of administrative jurisdiction shall not in itself constitute a ground to deny the renewal or reissuance of any such authorization.

Report to Congress.

94 Stat. 3268.
16 USC 1132 note.

Review.
Recommendations to Congress.

97 STAT. 913

43 USC 1782.

(g) Those parts of the areas which on December 15, 1981, were designated as Bureau of Land Management Wilderness Study Areas (Needle Creek, CO-030-229B; West Needles contiguous, CO-030-229A; Whitehead Gulch, CO-030-230B; and Weminuche contiguous, CO-030-238B) contained within area 3 and that are made a part of the national forest system by this section shall be studied in conjunction with the West Needles Wilderness Study Area in accordance with the provisions of section 105 of the Colorado Wilderness Act of 1980, including the requirement that the Secretary of Agriculture review the suitability or unsuitability of such lands for inclusion in the National Wilderness Preservation System and report to Congress by December 31, 1983. All portions of such areas which are not included within the national forest system by this section shall be reviewed as to their suitability or nonsuitability for preservation as wilderness, and recommendations thereon shall be submitted to the Congress, in the same manner as with respect to those areas required to be reviewed pursuant to section 603 of the Federal Land Policy and Management Act of 1976, and during the period of review and until Congress has determined otherwise, such portions shall be managed pursuant to section 603(c) of such Act.

Effective date.

(h) The provisions of this section shall take effect on the date of enactment of this Act.

2 USC 652.

SEC. 13. Any provision of this Act (or any amendment made by this Act) which, directly or indirectly, authorizes the enactment of new budget authority described in section 402(a) of the Congressional Budget Act of 1974 shall be effective only for fiscal years beginning after September 30, 1983.

Approved October 31, 1983.

LEGISLATIVE HISTORY—H.R. 1213:

HOUSE REPORT No. 98-15 (Comm. on Interior and Insular Affairs).
SENATE REPORT No. 98-141 (Comm. on Energy and Natural Resources).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Mar. 8, considered and passed House.
  Oct. 6, considered and passed Senate, amended.
  Oct. 20, House concurred in Senate amendments.

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97 STAT. 1378

Public Law 98-200
98th Congress

An Act

Dec. 2, 1983
[H.R. 2395]

To extend the Wetlands Loan Act.

Wetlands Loan Act, extension.
16 USC 715k-3.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act to promote the conservation of migratory waterfowl by the acquisition of wetlands and other essential waterfowl habitat, and for other purposes", approved October 4, 1961, is amended by striking out "September 30, 1983," and inserting in lieu thereof "September 30, 1984,".

16 USC 715k-5.

SEC. 2. Section 3 of such Act of October 4, 1961, is amended by striking out "October 1, 1983," each place it appears therein and inserting in lieu thereof "October 1, 1984,".

Approved December 2, 1983.

LEGISLATIVE HISTORY—H.R. 2395 (S. 1284):

HOUSE REPORT No. 98-132 (Comm. on Merchant Marine and Fisheries).
SENATE REPORT No. 98-90 accompanying S. 1284 (Comm. on Environment and Public Works).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Oct. 31, considered and passed House.
Nov. 17, considered and passed Senate, amended; House concurred in Senate amendment.

Public Law 98-213
98th Congress

97 STAT. 1459

An Act

To authorize $15,500,000 for capital improvement projects on Guam, and for other purposes.

Dec. 8, 1983
[S. 589]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1(a)(1) of Public Law 95-348 (92 Stat. 487) as amended by Public Law 97-357 (96 Stat. 1705) is amended by deleting the word "and" where it last appears, and inserting after the words "fiscal year 1983," the words "and effective October 1, 1983, $15,500,000,".

Guam, capital improvement projects.

SEC. 2. Funds authorized to be appropriated for the construction of a hydroelectric facility in Ponape pursuant to section 101 of Public Law 96-205 (94 Stat. 84), as amended, may be appropriated directly to the Secretary of the Army for expenditure by the Chief of Engineers on such construction.

48 USC 1681 note.

SEC. 3. (a) Section 205(a) of Public Law 96-205, as amended by Public Law 96-597, is further amended by changing "1983." to "1985.".

48 USC 1681 note.

(b) Section 205(c) of Public Law 96-205 (94 Stat. 87) is amended to read as follows: "As provided in section 602 of Public Law 94-241 (90 Stat. 263, 270) the term 'rebate of any taxes' shall, effective January 1, 1985, apply only to the extent taxes have actually been paid pursuant to section 601 of said Act, shall not exceed the amount of tax actually paid for any tax year, and may only be paid following the close of the tax year involved. Notwithstanding any other provision of law, effective January 1, 1985, the Commonwealth of the Northern Mariana Islands shall maintain, as a matter of public record, the name and address of each person receiving such a rebate, together with the amount of the rebate, and the year for which such rebate was made.".

Rebate of any taxes.
48 USC 1681 note.
Effective date.

(c) The Secretary of the Interior and the Governor of the Commonwealth of the Northern Mariana Islands shall each submit a report to the Committee on Interior and Insular Affairs of the House of Representatives and the Committee on Energy and Natural Resources of the Senate on any efforts to develop any needed modification of the income tax rates required by sections 601 and 602 of the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union With the United States of America approved by Public Law 94-241 (90 Stat. 263, 269-270) to enforce such sections. The initial report shall be transmitted not later than January 1, 1984, with subsequent reports to be transmitted every three months thereafter until January 1, 1985. The reports shall set forth the precise objectives of both the Commonwealth government and the administration, any areas of difference, the modifications under consideration, and what progress has been made to resolve any differences and implement the provisions of sections 601 and 602.

Reports to congressional committees.
48 USC 1681 note.
Objectives.

97 STAT. 1460

SEC. 4. (a) Section 303 of Public Law 97-357 (96 Stat. 1705, 1709) is amended by deleting "grants to" and inserting in lieu thereof "grants or loans to".

(b) Public Law 94-392 (48 U.S.C. 1574(b)), as amended, is hereby further amended by-

48 USC 1574b.

(1) deleting the semicolon in section 2(b)(1) and adding the following: ", except that $28,000,000 of the guaranteed bonding authority will be used for water producing and power projects, including maintenance and overhaul of electrical generating and distribution mechanisms, and $12,000,000 of the guaranteed *bonding authority will be used for repair and improvements of* the water distribution and storage systems;"; and

(2) in section 2(f), strike "$61,000,000" and insert in lieu thereof "$101,000,000" and in each place where it occurs, strike "1984" and insert in lieu thereof "1990"

SEC. 5. (a) Section 29 of the Revised Organic Act of the Virgin Islands (68 Stat. 509; 48 U.S.C. 1543) is amended to read as follows:

"SEC. 29. All members of the Legislature of the Virgin Islands, the Governor, the Lieutenant Governor, all judges and all officials of the government of the Virgin Islands who report directly to the Governor shall be citizens of the United States.".

48 USC 1423.

(b) Subsection (c) of section 10 of the Organic Act of Guam is further amended by deleting all through "*Provided*, That any" and inserting in lieu thereof "Any".

26 USC 7652.

(c) Section 1906(a)(55) of the Act of October 4, 1976 (90 Stat. 1832), is amended as follows:

(1) in paragraph (B) change the language to be inserted to read "emergency relief purposes and essential public projects"; and

(2) add the following new paragraph (D) to read as follows:

"(D) by amending the second sentence in paragraph (A) by changing the colon after 'determine' to a period and striking the remainder of the sentences.".

48 USC 1561.

(d) Section 3 of the Revised Organic Act of the Virgin Islands (68 Stat. 498), as amended, is further amended by inserting "article VI, clause 3;" after "article IV, section 1 and section 2, clause 1;" and before "the first to ninth amendments".

48 USC 1469a.

SEC. 6. Section 501(d), of Public Law 95–134 (91 Stat. 1159, 1164), as amended, is amended by changing "$100,000" to "$200,000".

48 USC 1492.

SEC. 7. Section 604(d) of Public Law 96–597 (94 Stat. 3477, 3481) is amended by inserting before the period "and may implement any projects or programs contained in recommendations of the plan".

Marshall Islands.
48 USC 1681 note.
Health care program.
Notification to congressional committees.
48 USC 1681 note.

Budget and program description, submittal to congressional committees.

SEC. 8. The Secretary of the Interior is directed to implement the health care program required by section 106 of Public Law 95–134 (91 Stat. 1159) for the populations of the four atolls in the Marshall Islands identified in such section immediately upon enactment of this section and shall promptly notify the Committee on Interior and Insular Affairs and the Committee on Appropriations of the House of Representatives and the Committee on Energy and Natural Resources and the Committee on Appropriations of the Senate if he finds that the populations of other atolls should be included in the program setting forth the basis for his finding and the estimated cost of extension of the program. The Secretary of Energy shall transmit annually to the Committees on Interior and Insular Affairs and Appropriations of the House of Representatives and the Committees on Energy and Natural Resources and Appropriations of the Senate together with the proposed budget for the next fiscal year, a

97 STAT. 1461

description of the program and the estimated costs for implementation together with any recommendations which he may have for improvements in such program.

48 USC 1681 note.

SEC. 9. Subsection (b) of section 606 of the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union With the United States of America, approved by Public Law 94–241, is amended by striking out "upon termination of the Trusteeship Agreement or" and inserting in lieu thereof "on January 1 of the first calendar year following the termination of the Trusteeship Agreement or upon".

49 USC app. 1389

SEC. 10. Section 419(a)(2) of the Act of August 23, 1958 (72 Stat. 731, as amended, 49 U.S.C. 1389(a)(2)), is amended by adding at the end thereof the following new subparagraph:

"(D) The Board may, after considering the views of any interested community, the territory of Guam and appropriate

Federal agencies, determine what is the essential air transportation for Guam without regard to whether it is being served by more than one air carrier holding a certificate issued under section 401 of this title.".

49 USC 1371.

SEC. 11. Title III of the Clean Air Act is amended by inserting after section 324 the following new section and renumbering succeeding sections accordingly:

42 USC 7625a, 7626.

"EXEMPTIONS FOR CERTAIN TERRITORIES

"SEC. 325. (a)(1) Upon petition by the governor of Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands, the Administrator is authorized to exempt any person or source or class of persons or sources in such territory from any requirement under this Act other than section 112 or any requirement under section 110 or part D necessary to attain or maintain a national primary ambient air quality standard. Such exemption may be granted if the Administrator finds that compliance with such requirement is not feasible or is unreasonable due to unique geographical, meteorological, or economic factors of such territory, or such other local factors as the Administrator deems significant. Any such petition shall be considered in accordance with section 307(d) and any exemption under this subsection shall be considered final action by the Administrator for the purposes of section 307(b).

42 USC 7625-1.

42 USC 7412.

42 USC 7410, 7501.

42 USC 7607.

"(2) The Administrator shall promptly notify the Committees on Energy and Commerce and on Interior and Insular Affairs of the House of Representatives and the Committees on Environment and Public Works and on Energy and Natural Resources of the Senate upon receipt of any petition under this subsection and of the approval or rejection of such petition and the basis for such action.

Notification to congressional committees.

"(b) Notwithstanding any other provision of this Act, any fossil fuel fired steam electric power plant operating within Guam as of the date of enactment of this section is hereby exempted from:

"(1) any requirement of the new source performance standards relating to sulfur dioxide promulgated under section 111 as of such date of enactment; and

42 USC 7411.

"(2) any regulation relating to sulfur dioxide standards or limitations contained in a State implementation plan approved under section 110 as of such date of enactment: *Provided*, That such exemption shall expire eighteen months after such date of enactment unless the Administrator determines that such plant is making all emissions reductions practicable to prevent exceedances of the national ambient air quality standards for sulfur dioxide.".

Expiration date.

42 USC 7410.

97 STAT. 1462

SEC. 12. Amendments of, or modifications to, the constitution of American Samoa, as approved by the Secretary of the Interior pursuant to Executive Order 10264 as in effect January 1, 1983, may be made only by Act of Congress.

42 USC 1662a.

3 CFR, 1949–1953 Comp., p. 765.

SEC. 13. (a) The Secretary of the Army, acting through the Chief of Engineers and in cooperation with the Commonwealth of the Northern Mariana Islands, is hereby authorized and directed to study and draft plans for development, utilization, and conservation of water and related land resources of the Commonwealth. To carry out the purposes of this section there are authorized to be appropriated effective October 1, 1983, such sums as may be necessary.

48 USC 1681 note.

Appropriation authorization.

(b) Such studies shall include appropriate consideration of the needs for flood protection; wise use of flood plain lands; navigation facilities; hydroelectric power generation; regional water supply and waste water management facilities systems; general recreational facilities; enhancement and control of water quality; enhancement and conservation of fish and wildlife; and other measures for environment improvement and economic and human resources development. Such studies shall also be compatible with comprehensive development plans formulated by local planning agencies and other interested Federal agencies.

Studies.

SEC. 14. Effective with respect to milk marketed for commercial use during the period beginning on December 1, 1983 and ending on May 31, 1984, paragraphs (2) and (3) of section 201(d) of the Agricul-

7 USC 1446 note.

7 USC 1446.

tural Act of 1949 shall apply only to milk produced in the forty-eight contiguous States.

"Territory."

SEC. 15. (a) Section 1839 of the Revised Statutes (48 U.S.C. 1451) is amended by adding at the end thereof: "As used herein, the term 'Territory' does not include the Virgin Islands, Puerto Rico, American Samoa, Guam, or the Northern Mariana Islands.".

(b) Section 1840 of the Revised Statutes (48 U.S.C. 1452) is amended by adding at the end thereof: "As used herein, the term 'Territory' does not include the Virgin Islands, Puerto Rico, American Samoa, Guam, or the Northern Mariana Islands.".

Repeals.

SEC. 16. The following provisions of law are repealed:

48 USC 1469-1.

(a) That portion of section 1 of the Legislative, Executive, and Judicial Appropriation Act for the fiscal year 1916 (March 5, 1915, c. 141, Sec. 1, 38 Stat. 1021) which reads as follows: "Hereafter, the accounts and vouchers relating to the expenditure of the appropriations for government in the Territories shall be transmitted to the Secretary of the Interior for administrative examination and by him passed to the Auditor for the Interior Department for settlement.";

48 USC 1488.

(b) Chapter 56 of the Act of April 16, 1880 (21 Stat. 74);

(c) Section 1841 of the Revised Statutes (48 U.S.C. 1453);

(d) Section 1873 of the Revised Statutes (48 U.S.C. 1453a);

(e) Section 1843 of the Revised Statutes (48 U.S.C. 1454);

(f) Section 1844 of the Revised Statutes (48 U.S.C. 1455);

(g) Section 1855 of the Revised Statutes (48 U.S.C. 1457);

(h) Section 1857 of the Revised Statutes (48 U.S.C. 1458);

(i) Section 1858 of the Revised Statutes (48 U.S.C. 1459);

(j) Section 1860 of the Revised Statutes, as amended (48 U.S.C. 1460);

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(k) Section 1854 of the Revised Statutes, as amended (48 U.S.C. 1460a);

48 USC 1461.

(l) Section 8 of the Act of March 22, 1882 (22 Stat. 31);

48 USC 1462.

(m) Section 1 of the Act of June 19, 1878 (20 Stat. 193);

(n) Section 1868 of the Revised Statutes (48 U.S.C. 1463);

(o) Section 1864 of the Revised Statutes (48 U.S.C. 1463a);

48 USC 1464.

(p) Section 1 of the Act of April 7, 1874 (18 Stat. 27);

(q) Section 1878 of the Revised Statutes (48 U.S.C. 1465);

48 USC 1466.

(r) That portion of chapter 88 of the Act of May 1, 1876 (19 Stat. 43), which reads as follows: "And hereafter payment of salaries of all officers of the Territories of the United States appointed by the President shall commence only when the person appointed to any such office shall take the proper oath, and shall enter upon the duties of such office in such Territory; and said oath shall hereafter be administered in the Territory in which such office is held.";

(s) Section 1883 of the Revised Statutes (48 U.S.C. 1467);

(t) Section 1884 of the Revised Statutes (48 U.S.C. 1468), as amended by section 304 of chapter 18 of the Act of June 10, 1921 (42 Stat. 24);

(u) Section 1886 of the Revised Statutes (48 U.S.C. 1469), as amended by section 304 of chapter 18 of the Act of June 10, 1921 (42 Stat. 24);

(v) Section 1888 of the Revised Statutes (48 U.S.C. 1470);

48 USC 1471.

(w) Section 1 of chapter 818 of the Act of July 30, 1886 (24 Stat. 170);

48 USC 1472.

(x) Section 4 of chapter 818 of the Act of July 30, 1868 (24 Stat. 171), as amended by chapter 43 of the Act of August 22, 1911 (37 Stat. 33);

48 USC 1473.

(y) Section 3 of chapter 818 of the Act of July 30, 1886 (24 Stat. 171);

48 USC 1474.

(z) Section 2 of chapter 679 of the Act of July 19, 1888 (25 Stat. 336);

48 USC 1475.

(aa) Section 2 of chapter 818 of the Act of July 30, 1886 (24 Stat. 171);

48 USC 1476.

(bb) Chapter 35 of the Act of March 4, 1898 (30 Stat. 252);

48 USC 1477.

(cc) Chapter 820 of the Act of June 6, 1900 (31 Stat. 683);

48 USC 1478.

(dd) Section 6 of chapter 818 of the Act of July 30, 1886 (24 Stat. 171);

(ee) Section 7 of chapter 818 of the Act of July 30, 1886 (24 Stat. 171);

48 USC 1479.

(ff) Chapter 235 of the Act of June 16, 1880 (21 Stat. 277);

48 USC 1481.

(gg) Section 1892 of the Revised Statutes (48 U.S.C. 1482);

(hh) Section 1893 of the Revised Statutes (48 U.S.C. 1483);

(ii) Section 1894 of the Revised Statutes (48 U.S.C. 1484);

(jj) Section 1895 of the Revised Statutes (48 U.S.C. 1485); and

(kk) Chapter 388 of the Act of June 22, 1874 (18 Stat. 135).

48 USC 1487.

SEC. 17. No provision of law prohibiting the payment of compensation to, or employment of, any person not a citizen of the United States of America by the United States of America shall bar the United States of America from paying compensation to or employing any citizen of the Northern Mariana Islands.

Compensation employment.
48 USC 1681 note.

SEC. 18. No requirement of United States citizenship in any Federal law which provides Federal services or financial assistance and which is applicable to the Northern Mariana Islands by operation of section 502(a)(1) of the Covenant or, if enacted subsequent to March 24, 1976, by its own terms shall bar a citizen of the Northern Mariana Islands from receiving services or assistance pursuant to such law.

48 USC 1681 note.

48 USC 1681 note.

97 STAT. 1464

SEC. 19. (a) The President may, subject to the provisions of section 20 of this Act, by proclamation provide that the requirement of United States citizenship or nationality provided for in any of the statutes listed on pages 63-74 of the Interim Report of the Northern Mariana Islands Commission on Federal Laws to the Congress of the United States, dated January 1982 and submitted pursuant to section 504 of the Covenant, shall not be applicable to the citizens of the Northern Mariana Islands. The President is authorized to correct clerical errors in the list, and to add to it provisions, where it appears from the context that they were inadvertently omitted from the list.

Citizenhip or nationality requirement.
48 USC 1681 note.

48 USC 1681 note.

(b) A statute which denies a benefit or imposes a burden or a disability on an alien, his dependents, or his survivors shall, for the purposes of this Act, be considered to impose a requirement of United States citizenship or nationality.

SEC. 20. (a) The President may issue one or more proclamations under the authority of this Act.

Proclamations, issuance.
48 USC 1681 note.

(b) When issuing such proclamation or proclamations the President—

(1) shall take into account:

(i) the hardship suffered by the citizens of the Northern Mariana Islands resulting from the fact that, while they are subject to most of the laws of the United States, they are denied the benefit of those laws which contain a requirement of United States citizenship or nationality;

(ii) the responsibilities, obligations, and limitations imposed upon the United States by international law;

(2) may make the requirement of United States citizenship or nationality inapplicable only to those citizens of the Northern Mariana Islands who declare in writing that they do not intend to exercise their option under section 302 of the Covenant to become a national but not a citizen of the United States;

48 USC 1681 note.

(3) may make the requirement of a United States citizenship or nationality inapplicable only in the Northern Mariana Islands;

(4) may retain the requirement of United States citizenship or nationality with respect to parts of a statute or portion thereof.

SEC. 21. If the President does not issue any proclamation authorized by section 19 of this Act within a period of six months following the effective date of the Act, the requirement of United States citizenship or nationality as a prerequisite of any benefit, right, privilege, or immunity in any statute made applicable to the Northern Mariana Islands by the terms of that statute or by operation of the Covenant shall not be applicable to citizens of the Northern Mariana Islands: *Provided*, That the provisions of this section shall

48 USC 1681 note.

not be applicable to any requirements of United States citizenship or nationality contained in statutes relating to the political rights of citizenship, and to the diplomatic protection of, and services to,
97 STAT. 1465
citizens or nationals of the United States in foreign countries: *Provided further,* That with respect to the statutes relating to the uniformed services, the requirement of United States citizenship or nationality shall remain in effect, except with respect to those citizens of the Northern Mariana Islands who declare in writing that they do not intend to exercise their option under section 302 of the Covenant to become a national but not a citizen of the United States.

48 USC 1681 note.

48 USC 1681 note.

SEC. 22. Nothing in this Act shall be construed as extending to the Northern Mariana Islands any statutory provision or regulation not otherwise applicable to or within the Northern Mariana Islands, in particular the statutes relating to immigration and nationality and the regulations issued under them.

Proclamation issuance, termination. 48 USC 1681 note.

SEC. 23. The authority of the President to issue proclamations under section 19 of this Act shall terminate upon the establishment of the Commonwealth of the Northern Mariana Islands pursuant to section 1002 of the Covenant. Section 21 of this Act shall not become effective if the Commonwealth of the Northern Mariana Islands is established within the period of six months following the effective date of this Act.

48 USC 1681 note.

48 USC 1681 note. Definitions.

SEC. 24. As used in this Act:

(a) "Covenant" means the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union With the United States of America, approved by the Joint Resolution of March 24, 1976 (90 Stat. 263, 48 U.S.C. 1681, note).

(b) "Citizen of the Northern Mariana Islands" means a citizen of the Trust Territory of the Pacific Islands and his or her children under the age of eighteen years, who does not owe allegiance to any foreign state, and who—

(1) was born in the Northern Mariana Islands and is physically present in the Northern Mariana Islands or in the United States or any territory or possession thereof; or

(2) has been lawfully and continuously domiciled in the Northern Mariana Islands since January 1, 1974, and, who, unless then under age, was registered to vote in an election for the Mariana Islands legislature or for any municipal election in the Northern Mariana Islands prior to January 1, 1975.

(c) "Domicile" means that place where a person maintains a residence with the intention of continuing such residence for an unlimited or indefinite period, and to which such person has the intention of returning whenever he is absent, even for an extended
97 STAT. 1466
period.

48 USC 1681 note.

SEC. 25. Upon the establishment of the Commonwealth of the Northern Mariana Islands pursuant to section 1002 of the Covenant, the benefits acquired under this Act shall merge without interruption into those to which the recipient is entitled by virtue of his acquisition of United States citizenship, unless the recipient exercises his privilege under section 302 of the Covenant to become a national but not a citizen of the United States.

Approved December 8, 1983.

LEGISLATIVE HISTORY—S. 589:

HOUSE REPORT No. 98-174 (Comm. on Interior and Insular Affairs).
SENATE REPORT No. 98-46 (Comm. on Energy and Natural Resources).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Apr. 7, considered and passed Senate.
  Oct. 3, considered and passed House, amended.
  Nov. 17, Senate concurred in House amendment with amendments.
  Nov. 18, House concurred in Senate amendments.

JUDICIAL ACTS

Public Law 98-86
98th Congress

97 STAT. 492

An Act

To amend title 28 of the United States Code to authorize payment of travel and transportation expenses of newly appointed special agents of the Department of Justice.

Aug. 26, 1983
[H.R. 3232]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That chapter 31 of title 28 of the United States Code is amended by adding at the end the following new section:

Travel and transportation expenses for Justice Department personnel.
28 USC 530.

"§ 530. Payment of travel and transportation expenses of newly appointed special agents

"The Attorney General or the Attorney General's designee is authorized to pay the travel expenses of newly appointed special agents and the transportation expenses of their families and household goods and personal effects from place of residence at time of selection to the first duty station, to the extent such payments are authorized by section 5723 of title 5 for new appointees who may receive payments under that section.".

5 USC 5723.

SEC. 2. The table of sections at the beginning of chapter 31 of title 28 of the United States Code is amended by adding at the end thereof the following new item:

"530. Payment of travel and transportation expenses of newly appointed special agents.".

Approved August 26, 1983.

LEGISLATIVE HISTORY—H.R. 3232:

CONGRESSIONAL RECORD, Vol. 129 (1983):
Aug. 1, considered and passed House.
Aug. 4, considered and passed Senate.

Public Law 98-183
98th Congress

97 STAT. 1301

An Act

To amend the Civil Rights Act of 1957 to extend the life of the Civil Rights Commission, and for other purposes.

Nov. 30, 1983
[H.R. 2230]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "United States Commission on Civil Rights Act of 1983".

United States Commission on Civil Rights Act of 1983.
42 USC 1975 note.

ESTABLISHMENT OF COMMISSION

SEC. 2. (a) There is established a Commission on Civil Rights (hereafter in this Act referred to as the "Commission").

42 USC 1975.

Membership.

(b)(1) The Commission shall be composed of eight members. Not more than four of the members shall at any one time be of the same political party. Members of the Commission shall be appointed as follows:

(A) four members of the Commission shall be appointed by the President;

(B) two members of the Commission shall be appointed by the President pro tempore of the Senate, upon the recommendations of the Majority Leader and the Minority Leader, and of the members appointed not more than one shall be appointed from the same political party; and

(C) two members of the Commission shall be appointed by the Speaker of the House of Representatives upon the recommendations of the Majority Leader and the Minority Leader, and of the members appointed not more than one shall be appointed from the same political party.

Term of office.

(2) The term of office of each member of the Commission shall be six years; except that (A) members first taking office shall serve as designated by the President, subject to the provisions of paragraph (3), for terms of three years, and (B) any member appointed to fill a vacancy shall serve for the remainder of the term for which his predecessor was appointed.

(3) The President shall designate terms of members first appointed under paragraph (2) so that two members appointed under clauses (B) and (C) of paragraph (1) and two members appointed under clause (A) of paragraph (1) are designated for terms of three years and two members appointed under clauses (B) and (C) of paragraph (1) and two members appointed under clause (A) of paragraph (1) are designated for terms of six years. No more than two persons of the same political party shall be designated for three year terms.

(c) The President shall designate a Chairman and a Vice Chairman from among the Commission's members with the concurrence of a majority of the Commission's members. The Vice Chairman shall act in the place and stead of the Chairman in the absence of the Chairman.

Removal of member.

(d) The President may remove a member of the Commission only for neglect of duty or malfeasance in office.

97 STAT. 1302

(e) Any vacancy in the Commission shall not affect its powers and shall be filled in the same manner, and subject to the same limitation with respect to party affiliation as the original appointment was made.

Quorum.

(f) Five members of the Commission shall constitute a quorum.

RULES OF PROCEDURE OF THE COMMISSION HEARINGS

Publication in Federal Register.
42 USC 1975a.

SEC. 3. (a) At least thirty days prior to the commencement of any hearing, the Commission shall cause to be published in the Federal Register notice of the date on which such hearing is to commence, the place at which it is to be held and the subject of the hearing. The Chairman, or one designated by him to act as Chairman at a hearing of the Commission, shall announce in an opening statement the subject of the hearing.

(b) A copy of the Commission's rules shall be made available to any witness before the Commission, and a witness compelled to appear before the Commission or required to produce written or other matter shall be served with a copy of the Commission's rules at the time of service of the subpena.

Legal counsel.

(c) Any person compelled to appear in person before the Commission shall be accorded the right to be accompanied and advised by counsel, who shall have the right to subject his client to reasonable examination, and to make objections on the record and to argue briefly the basis for such objections. The Commission shall proceed with reasonable dispatch to conclude any hearing in which it is engaged. Due regard shall be had for the convenience and necessity of witnesses.

(d) The Chairman or Acting Chairman may punish breaches of order and decorum by censure and exclusion from the hearings.

Evidence or testimony.

(e) If the Commission determines that evidence or testimony at any hearing may tend to defame, degrade, or incriminate any person, it shall receive such evidence or testimony or summary of such evidence or testimony in executive session. The Commission shall afford any person defamed, degraded, or incriminated by such evidence or testimony an opportunity to appear and be heard in executive session, with a reasonable number of additional witnesses requested by him, before deciding to use such evidence or testimony. In the event the Commission determines to release or use such evidence or testimony in such manner as to reveal publicly the identity of the person defamed, degraded, or incriminated, such evidence or testimony, prior to such public release or use, shall be given at a public session, and the Commission shall afford such person an opportunity to appear as a voluntary witness or to file a sworn statement in his behalf and to submit brief and pertinent sworn statements of others. The Commission shall receive and dispose of requests from such person to subpena additional witnesses. If a report of the Commission tends to defame, degrade or incriminate any person, then the report shall be delivered to such person thirty days before the report shall be made public in order that such person may make a timely answer to the report. Each person so defamed, degraded or incriminated in such report may file with the Commission a verified answer to the report not later than twenty days after service of the report upon him. Upon a showing of good cause, the Commission may grant the person an extension of time within which to file such answer. Each answer shall plainly and concisely state the facts and law constituting the person's reply or defense to the charges or allegations contained in the report. Such answer shall be published as an appendix to the report. The right to answer within these time limitations and to have the answer annexed to the Commission report shall be limited only by the Commission's power to except from the answer such matter as it determines has been inserted scandalously, prejudiciously or unnecessarily.

Commission report.

Filing of answer.

97 STAT. 1303

(f) Except as provided in this section and section 6(f) of this Act, the Chairman shall receive and the Commission shall dispose of requests to subpena additional witnesses.

Evidence or testimony, release.
Fine or imprisonment.

(g) No evidence or testimony or summary of evidence or testimony taken in executive session may be released or used in public sessions without the consent of the Commission. Whoever releases or uses in public without the consent of the Commission such evidence or testimony taken in executive session shall be fined not more than $1,000, or imprisoned for not more than one year.

(h) In the discretion of the Commission, witnesses may submit brief and pertinent sworn statements in writing for inclusion in the record. The Commission shall determine the pertinency of testimony and evidence adduced at its hearings.

Transcripts.

(i) Every person who submits data or evidence shall be entitled to retain or, on payment of lawfully prescribed costs, procure a copy or transcript thereof, except that a witness in a hearing held in executive session may for good cause be limited to inspection of the official transcript of his testimony. Transcript copies of public sessions may be obtained by the public upon the payment of the cost thereof. An accurate transcript shall be made of the testimony of all witnesses at all hearings, either public or executive sessions, of the Commission or of any subcommittee thereof.

Fees and mileage payments.

(j) A witness attending any session of the Commission shall be paid the same fees and mileage that are paid witnesses in the courts of the United States. Mileage payments shall be tendered to the witness upon service of a subpena issued on behalf of the Commission or any subcommittee thereof.

Subpena.

(k) The Commission shall not issue any subpena for the attendance and testimony of witnesses or for the production of written or other matter which would require the presence of the party subpenaed at a hearing to be held outside of the State wherein the witness is found or resides or is domiciled or transacts business, or has appointed an agent for receipt of service of process except that, in any event, the Commission may issue subpenas for the attendance and testimony of witnesses and the production of written or other matter at a hearing held within fifty miles of the place where the witness is found or resides or is domiciled or transacts business or has appointed an agent for receipt of service of process.

Publication in Federal Register.

(l) The Commission shall separately state and currently publish in the Federal Register (1) descriptions of its central and field organizations including the established places at which, and methods whereby, the public may secure information or make requests; (2) statements of the general course and method by which its functions are channeled and determined; and (3) rules adopted as authorized by law. No person shall in any manner be subject to or required to resort to rules, organization, or procedure not so published.

5 USC 551.

(m) The provisions of subchapter II of chapter 5 of title 5 of the United States Code, relating to administrative procedure and freedom of information, shall, to the extent not inconsistent with this section, apply to the Commission established under this Act.

97 STAT. 1304

COMPENSATION OF MEMBERS OF THE COMMISSION

42 USC 1975b.

SEC. 4. (a) Each member of the Commission who is not otherwise in the service of the Government of the United States shall receive a sum equivalent to the compensation paid at level IV of the Federal Executive Salary Schedule, pursuant to section 5315 of title 5, United States Code, prorated on a daily basis for each day spent in the work of the Commission, shall be paid actual travel expenses, and per diem in lieu of subsistence expenses when away from his usual place of residence, in accordance with section 5703 of title 5 of the United States Code.

(b) Each member of the Commission who is otherwise in the service of the Government of the United States shall serve without compensation in addition to that received for such other service, but while engaged in the work of the Commission shall be paid actual travel expenses, and per diem in lieu of subsistence expenses when away from his usual place of residence, in accordance with subchapter I of chapter 57 of title 5 of the United States Code.

5 USC 5701.

DUTIES OF THE COMMISSION

42 USC 1975c.

SEC. 5. (a) The Commission shall—

(1) investigate allegations in writing under oath or affirmation that certain citizens of the United States are being deprived of their right to vote and have that vote counted by reason of their color, race, religion, sex, age, handicap, or national origin; which writing, under oath or affirmation, shall set forth the facts upon which such belief or beliefs are based;

(2) study and collect information concerning legal developments constituting discrimination or a denial of equal protection of the laws under the Constitution because of race, color, religion, sex, age, handicap, or national origin or in the administration of justice;

(3) appraise the laws and policies of the Federal Government with respect to discrimination or denials of equal protection of the laws under the Constitution because of race, color, religion, sex, age, handicap, or national origin or the administration of justice;

(4) serve as national clearinghouse for information in respect to discrimination or denials of equal protection of the laws because of race, color, religion, sex, age, handicap, or national origin, including but not limited to the fields of voting, education, housing, employment, the use of public facilities, and transportation, or in the administration of justice; and

(5) investigate allegations, made in writing and under oath or affirmation, that citizens of the United States are unlawfully being accorded or denied the right to vote, or to have their votes properly counted, in any election of the Presidential electors,

Members of the United States Senate, or the House of Representatives, as a result of any patterns or practice of fraud or discrimination in the conduct of such election.

Prohibited investigations.

(b) Nothing in this or any other Act shall be construed as authorizing the Commission, its Advisory Committees, or any person under its supervision or control to inquire into or investigate any membership practices or internal operations of any fraternal organization, any college or university fraternity or sorority, any private club or any religious organization.

Reports to Congress and the President.

(c) The Commission shall submit reports to the Congress and the President at such times as the Commission, the Congress or the President shall deem desirable.

"Handicap."

(d) As used in this section, the term "handicap" means, with respect to an individual, a circumstance that would make that individual a handicapped individual as defined in the second sentence of section 7(6) of the Rehabilitation Act of 1973 (29 U.S.C. 706(6)).

Abortion.

(e) Nothing in this or any other Act shall be construed as authorizing the Commission, its Advisory Committees, or any person under its supervision or control to appraise, or to study and collect information about, laws and policies of the Federal Government, or any other governmental authority in the United States, with respect to abortion.

Reports to Congress.

(f) The Commission shall appraise the laws and policies of the Federal Government with respect to denials of equal protection of the laws under the Constitution involving Americans who are members of eastern- and southern-European ethnic groups and shall report its findings to the Congress. Such reports shall include an analysis of the adverse consequences of affirmative action programs encouraged by the Federal Government upon the equal opportunity rights of these Americans.

POWERS OF THE COMMISSION

42 USC 1975d.

SEC. 6. (a)(1) There shall be a full-time staff director for the Commission who shall be appointed by the President with the concurrence of a majority of the Commission.

Effective date. Transfer of Commission on Civil Rights employees.

(2)(A) Effective November 29, 1983, or on the date of enactment of this Act, whichever occurs first, all employees (other than the staff director and the members of the Commission) of the Commission on Civil Rights are transferred to the Commission established by section 2(a) of this Act.

42 USC 1975 note.

(B) Upon application of any individual (other than the staff director or a member of the Commission) who was an employee of the Commission on Civil Rights established by the Civil Rights Act of 1957 on September 30, 1983, the Commission shall appoint such individual to a position the duties and responsibilities of which and the rate of pay for which, are the same as the duties, responsibilities and rate of pay of the position held by such employee on September 30, 1983.

(C)(i) Notwithstanding any other provision of law, employees transferred to the Commission under subparagraph (A) shall retain all rights and benefits to which they were entitled or for which they were eligible immediately prior to their transfer to the Commission.

(ii) Notwithstanding any other provision of law, the Commission shall be bound by those provisions of title 5, United States Code, to which the Commission on Civil Rights, established by the Civil Rights Act of 1957, was bound.

(3) Within the limitation of its appropriations, the Commission may appoint such other personnel as it deems advisable, in accordance with the civil service and classification laws, and may procure services as authorized by section 3109 of title 5, United States Code, but at rates for individuals not in excess of the daily equivalent paid for positions at the maximum rate for GS-15 of the General Schedule under section 5332 of title 5, United States Code.

"Whoever."

(b) The Commission shall not accept or utilize services of voluntary or uncompensated personnel, and the term "whoever" as used in subsection (g) of section 3 hereof shall be construed to mean a person whose services are compensated by the United States.

(c) The Commission may constitute such advisory committees within States as it deems advisable, but the Commission shall constitute at least one advisory committee within each State composed of citizens of that State. The Commission may consult with governors, attorneys general, and other representatives of State and local governments and private organizations, as it deems advisable.

(d) Members of the Commission, and members of advisory committees constituted pursuant to subsection (c) of this section, shall be exempt from the operation of sections 203, 205, 207, 208, and 209 of title 18 of the United States Code.

(e) All Federal agencies shall cooperate fully with the Commission to the end that it may effectively carry out its functions and duties.

Hearings.

(f) The Commission, or on the authorization of the Commission any subcommittee of two or more members, at least one of whom shall be of each major political party, may, for the purpose of carrying out the provisions of this resolution, hold such hearings and act at such times and places as the Commission or such authorized subcommittee may deem advisable. Subpenas for the attendance and testimony of witnesses or the production of written or other matter may be issued in accordance with the rules of the Commission as contained in section 3 (j) and (k) of this Act, over the signature of the Chairman of the Commission or of such subcommittee, and may be served by any person designated by such Chairman. The holding of hearings by the Commission, or the appointment of a subcommittee to hold hearings pursuant to this subparagraph, must be approved by a majority of the Commission, or by a majority of the members present at a meeting at which at least a quorum of five members is present.

Subpenas.

(g) In case of contumacy or refusal to obey a subpena, any district court of the United States or the United States court of any territory or possession, or the District Court of the United States for the District of Columbia, within the jurisdiction of which the inquiry is carried on or within the jurisdiction of which said person guilty of contumacy or refusal to obey is found or resides or is domiciled or transacts business, or has appointed an agent for receipt of service of process, upon application by the Attorney General of the United States shall have jurisdiction to issue to such person an order requiring such person to appear before the Commission or a subcommittee thereof, there to produce pertinent, relevant and nonprivileged evidence if so ordered, or there to give testimony touching the matter under investigation; and any failure to obey such order of the court may be punished by said court as a contempt thereof.

(h) Without limiting the application of any other provision of this Act, each member of the Commission shall have the power and authority to administer oaths or take statements of witnesses under affirmation.

Rules and regulations.

(i)(1) The Commission shall have the power to make such rules and regulations as are necessary to carry out the purposes of this Act.

(2) To the extent not inconsistent with the provisions of this Act, the Commission established by section 2(a) of this Act shall be bound by all rules issued by the Civil Rights Commission established by the Civil Rights Act of 1957 which were in effect on September 30, 1983, until modified by the Commission in accordance with applicable law.

97 STAT. 1307

42 USC 1975 note.

(3) The Commission shall make arrangements for the transfer of all files, records, and balances of appropriations of the Commission on Civil Rights as established by the Civil Rights Act of 1957 to the Commission established by this Act.

AUTHORIZATION OF APPROPRIATIONS

42 USC 1975e.

SEC. 7. There are authorized to be appropriated $12,180,000 for the fiscal year 1984, and such sums as may be necessary for each succeeding fiscal year ending prior to October 1, 1989.

TERMINATION

SEC. 8. The provisions of this Act shall terminate six years after its date of enactment. 42 USC 1975f.

Approved November 30, 1983.

LEGISLATIVE HISTORY—H.R. 2230:

HOUSE REPORT No. 98-197 (Comm. on the Judiciary).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Aug. 3, 4, considered and passed House.
  Nov. 9, 10, 14, considered and passed Senate, amended.
  Nov. 16, House concurred in Senate amendment.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 48 (1983): Nov. 30, Presidential statement.

LABOR, HEALTH AND HUMAN SERVICES ACTS

Public Law 98-13
98th Congress

97 STAT. 54

An Act

To prevent the temporary termination of the Federal Supplemental Compensation Act of 1982.

Mar. 29, 1983
[H.R. 2369]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, with respect to weeks beginning after March 31, 1983, the Federal Supplemental Compensation Act of 1982 shall be applied as if the provisions contained in part A of title V of the conference report on the bill H.R. 1900 were enacted into law on the date of the enactment of this Act.

Federal Supplemental Compensation Act of 1982, amendment.
26 USC 3304 note.
96 Stat 702.

Approved March 29, 1983.

LEGISLATIVE HISTORY—H.R. 2369:

CONGRESSIONAL RECORD, Vol. 129 (1983):
Mar. 24, considered and passed House and Senate.

Public Law 98-24
98th Congress

97 STAT. 175

An Act

To remedy alcohol and drug abuse.

Apr. 26, 1983
[S. 126]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Alcohol and Drug Abuse Amendments of 1983.

SHORT TITLE; STATEMENT OF POLICY

SECTION 1. (a) This Act may be cited as the "Alcohol and Drug Abuse Amendments of 1983".

42 USC 201 note.

(b) It is the policy of the United States and the purpose of this Act to provide leadership in the national effort to reduce the incidence of alcoholism and alcohol-related problems and drug abuse through—

42 USC 290aa note.

(1) a continued Federal commitment to research into the behavioral and biomedical etiology, the treatment, and the mental and physical health and social and economic consequences of alcohol abuse and alcoholism and drug abuse;

(2) a commitment to—

(A) extensive dissemination to States, units of local government, community organizations, and private groups of the most recent information and research findings with respect to alcohol abuse and alcoholism and drug abuse, including information with respect to the application of research findings; and

(B) the accomplishment of such dissemination through up-to-date publications, demonstrations, educational programs, and other appropriate means;

(3) the provision of technical assistance to research personnel; services personnel, and prevention personnel in the field of alcohol abuse and alcoholism and drug abuse;

(4) the development and encouragement of prevention programs designed to combat the spread of alcoholism, alcohol abuse, drug abuse, and the abuse of other legal and illegal substances;

(5) the development and encouragement of effective occupational prevention and treatment programs within Government and in cooperation with the private sector; and

(6) the provision of a Federal response to alcohol abuse and alcoholism and drug abuse which encourages the greatest participation by the private sector, both financially and otherwise, and concentrates on carrying out functions relating to alcohol abuse and alcoholism and drug abuse which are truly national in scope.

97 STAT. 176

THE ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION AND THE NATIONAL INSTITUTE OF MENTAL HEALTH, THE NATIONAL INSTITUTE ON ALCOHOL ABUSE AND ALCOHOLISM, AND THE NATIONAL INSTITUTE ON DRUG ABUSE

42 USC 300aa-300aa-14, 219-224, 225a-229d.

SEC. 2. (a)(1) Title V of the Public Health Service Act is transferred to the end of the Public Health Service Act and redesignated as title XXI and sections 501 through 515 are redesignated as sections 2101 through 2115, respectively.

42 USC 218, 278.

(2) Sections 217(c), 217(d), and 384 of the Public Health Service Act (42 U.S.C. 218 and 278) are each amended by striking out "501" and inserting in lieu thereof "2101".

(b)(1) The Public Health Service Act is amended by inserting after title IV a new title designated as follows:

"TITLE V—ADMINISTRATION AND COORDINATION OF THE NATIONAL INSTITUTE OF MENTAL HEALTH, THE NATIONAL INSTITUTE ON ALCOHOL ABUSE AND ALCOHOLISM, AND THE NATIONAL INSTITUTE ON DRUG ABUSE

"PART A—ADMINISTRATION AND INSTITUTES".

42 USC 290aa.

(2) Section 210 of the Act of May 14, 1974 (42 U.S.C. 3511) is transferred to title V of the Public Health Service Act established by paragraph (1), redesignated as section 501, and amended—

(A) by striking out "of Health, Education, and Welfare" each place it occurs;

(B) in subsection (c), by striking out "of the Public Health Service Act";

(C) by amending subsection (d) to read as follows:

"(d) To educate the public with respect to the health hazards of alcoholism, alcohol abuse, and drug abuse, the Administrator shall take such actions as may be necessary to ensure the widespread dissemination of current publications of the National Institute on Alcohol Abuse and Alcoholism and the National Institute on Drug Abuse relating to the most recent research findings with respect to such health hazards.";

(D) by adding at the end the following:

"(e)(1) There shall be in the administration an Associate Administrator for Prevention to whom the Administrator shall delegate the function of promoting the prevention research programs of the National Institute of Mental Health, the National Institute on Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse and coordinating such programs between the institutes and between the institutes and other public and private entities.

Report to Congress.

"(2) On or before January 1, 1984, and annually thereafter, the Administrator, acting through the Associate Administrator for Prevention, shall submit to the Congress a report describing the prevention activities (including preventive medicine and health promotion) undertaken by the administration, the National Institute of Mental Health, the National Institute on Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse. The report shall include a detailed statement of the expenditures made for the activities reported on and the personnel used in connection with such activities.

"(f) The Administrator shall establish a process for the prompt and appropriate response to information provided the Administrator respecting (1) scientific fraud in connection with projects for which funds have been made available under this Act, and (2) incidences of violations of the rights of human subjects of research for which funds have been made available under this title. The process shall include procedures for the receiving of reports of such information from recipients of funds under this title and taking appropriate action with respect to such fraud and violations.".

97 STAT. 177

42 USC 4551; 290aa-1. *Ante*, p. 176.

(3) Section 101 of the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970 is transferred to title V of the Public Health Service Act, inserted after the section 501 inserted by paragraph (2), redesignated as section 502, and amended—

(A) in subsection (a)—

(i) by striking out "this Act" the first time it occurs and inserting in lieu thereof "this section",

(ii) by striking out "assigned to the Secretary of Health and Human Services (hereafter in this Act referred to as the 'Secretary')" and inserting in lieu thereof "relating to alcohol abuse and alcoholism assigned to the Secretary", and

(iii) by striking out "of the Public Health Service Act", and

(B) by amending the section heading to read as follows:

"NATIONAL INSTITUTE ON ALCOHOL ABUSE AND ALCOHOLISM".

21 USC 1191; 42 USC 290aa-2.

(4) Section 501 of the Drug Abuse Prevention, Treatment, and Rehabilitation Act is transferred to title V of the Public Health Service Act, inserted after the section 502 inserted by paragraph (3), redesignated as section 503, and amended—

(A) in subsection (a)—

(i) by inserting "SEC. 503." before "(a)",

(ii) by striking out "this title" and inserting in lieu thereof "this section",

(iii) by striking out "of the Secretary of Health and Human Services (hereinafter in this title referred to as the 'Secretary') with respect to drug abuse prevention functions" and inserting in lieu thereof "relating to drug abuse assigned to the Secretary by this Act", and

(iv) by striking out "of the Public Health Service Act",

(B) by striking out "(hereinafter in this title referred to as the 'Director')" in subsection (b)(1), and

(C) by striking out the section heading

"§ 501. Establishment of Institute".

and inserting in lieu thereof the following:

"NATIONAL INSTITUTE ON DRUG ABUSE".

21 USC 1173; 42 USC 290aa-2.

(5) Subsection (a) of section 406 of the Drug Abuse Prevention, Treatment, and Rehabilitation Act is transferred to section 503 (as so redesignated), inserted after subsection (d), and redesignated as subsection (e).

42 USC 289k-1; 290aa-3. (6) Section 455 of the Public Health Service Act is inserted in title V of the Public Health Service Act after the section 503 inserted by paragraph (4) of this subsection and redesignated as section 504.

97 STAT. 178

(7) The following sections are inserted in title V of the Public Health Service Act after the section 504 inserted by paragraph (6):

"REPORTS ON ALCOHOLISM, ALCOHOL ABUSE, AND DRUG ABUSE

42 USC 290aa-4. "SEC. 505. (a) The Secretary shall submit to Congress on or before January 15, 1984, and every three years thereafter a report—

"(1) containing current information on the health consequences of using alcoholic beverages,

"(2) containing a description of current research findings made with respect to alcohol abuse and alcoholism, and

"(3) containing such recommendations for legislation and administrative action as the Secretary may deem appropriate.

"(b) The Secretary shall submit to Congress on or before January 15, 1984, and every three years thereafter a report—

"(1) describing the health consequences and extent of drug abuse in the United States;

"(2) describing current research findings made with respect to drug abuse, including current findings on the health effects of marihuana and the addictive property of tobacco; and

"(3) containing such recommendations for legislation and administrative action as the Secretary may deem appropriate.

"PEER REVIEW

42 USC 290aa-5. "SEC. 506. (a) The Secretary, after consultation with the Directors of the National Institute of Mental Health, the National Institute on Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse shall by regulation require appropriate technical and scientific peer review of biomedical and behavioral research and development grants, cooperative agreements, and contracts to be administered through the National Institute of Mental Health, the National Institute on Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse.

"(b) Regulations promulgated under subsection (a) shall require that the review of grants, cooperative agreements, and contracts required by the regulations be conducted—

"(1) in a manner consistent with the system for scientific peer review applicable on the date of the enactment of this section to grants, cooperative agreements, and contracts under this Act for biomedical and behavioral research, and

"(2) to the extent practical, by peer review groups performing such review on or before such date.

"(c) The members of any peer review group established under such regulations shall be individuals who by virtue of their training or experience are eminently qualified to perform the review functions of the group and not more than one-fourth of the members of any peer review group established under such regulations shall be officers or employees of the United States.

"(d) The Administrator of the administration shall establish procedures for periodic, technical, and scientific peer review of research at the National Institute of Mental Health, the National Institute on Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse. Such procedures shall require that—

"(1) the reviewing entity be provided a written description of the research to be reviewed; and

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"(2) the reviewing entity provide the advisory council of the institute involved with such description and the results of the review by the entity.".

(8) The following heading is inserted in title V of the Public Health Service Act after the section 506 inserted by paragraph (7):

"PART B--RESEARCH

"Subpart 1—Alcohol Abuse and Alcoholism".

(9) Sections 501, 503, and 504 of the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970 are transferred to the subpart 1 of part B of title V of the Public Health Service Act established by paragraph (8), redesignated as sections 510, 511, and 512, respectively, and amended as follows:

42 USC 4585, 4587, 4588.

42 USC 290bb, 290bb-1, 290bb-2.

(A) Section 510 (as so redesignated) is amended—

42 USC 290bb.

(i) by striking out "the Institute" in subsection (a) and inserting in lieu thereof "the National Institute on Alcohol Abuse and Alcoholism (hereinafter in this subpart referred to as the 'Institute')",

(ii) by striking out "make available through publications and other appropriate means" in subsection (b)(1) and inserting in lieu thereof "disseminate through publications and other appropriate means (including the development of curriculum materials)",

(iii) by striking out "; and such Council shall give" and all that follows in subsection (b)(3) and inserting in lieu thereof the following: ", giving special consideration to projects relating to—

"(A) the relationship between alcohol abuse and domestic violence,

"(B) the effects of alcohol use during pregnancy,

"(C) the impact of alcoholism and alcohol abuse on the family, the workplace, and systems for the delivery of health services,

"(D) the relationship between the abuse of alcohol and other drugs,

"(E) the effect on the incidence of alcohol abuse and alcoholism of social pressures, legal requirements respecting the use of alcoholic beverages, the cost of such beverages, and the economic status and education of users of such beverages,

"(F) the interrelationship between alcohol use and other health problems, and

"(G) the comparison of the cost and effectiveness of various treatment methods for alcoholism and alcohol abuse and the effectiveness of prevention and intervention programs for alcoholism and alcohol abuse.",

(iv) by inserting "or the impact of alcohol abuse on other health problems" before the semicolon in subsection (b)(5), and

(v) by amending the section heading to read as follows:

"ALCOHOL ABUSE AND ALCOHOLISM RESEARCH".

(B) Section 511 (as so redesignated) is amended—

42 USC 290bb-1.

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(i) by striking out the last sentence of subsection (a),

(ii) by striking out the second sentence of subsection (b),

(iii) by striking out "of the Public Health Service Act (42 U.S.C. 292a)" in subsection (b), and

(iv) by striking out subsection (c).

(C) Section 512 (as so redesignated) is amended to read as follows:

42 USC 290bb-2.

"AUTHORIZATIONS OF APPROPRIATIONS

"SEC. 512. There are authorized to be appropriated to carry out this subpart $33,484,000 for fiscal year 1983 and $45,790,000 for fiscal year 1984. Of the funds appropriated under this section for any fiscal year, not more than 35 per centum may be obligated for grants under section 511.".

(10) The following heading is inserted in title V of the Public Health Service Act after the section 512 inserted by paragraph (9):

"Subpart 2—Drug Abuse Research".

21 USC 1193; 42 USC 290cc.

(11) Section 503 of the Drug Abuse Prevention, Treatment, and Rehabilitation Act is transferred to the subpart 2 of part B of title V established by paragraph (10), redesignated as section 515, and amended—

(A) by striking out "The Director" the first time it occurs in subsection (a) and inserting in lieu thereof "The Director of the National Institute on Drug Abuse",

(B) by amending subsection (b) to read as follows:

"(b) In carrying out the activities described in subsection (a), the Secretary, acting through the Institute, may—

"(1) collect and disseminate through publications and other appropriate means, including the development of curriculum materials, information as to, and the practical application of, the research and other activities under this section,

"(2) make grants or enter into contracts with individuals and public and nonprofit entities for the purpose of determining the causes of drug abuse in a particular area, and

"(3) make grants to and enter into contracts with individuals and public and private nonprofit entities for research respecting improved drug maintenance and detoxification techniques and programs.",

(C) by amending subsection (c) to read as follows:

Appropriation authorization.

"(c) For the purposes of subsections (a) and (b), there are authorized to be appropriated $47,374,000 for fiscal year 1983 and $56,160,000 for fiscal year 1984.",

(D) by striking out the section heading and inserting in lieu thereof the following:

"DRUG ABUSE RESEARCH",

and

(E) by inserting before "(a)" in subsection (a) the following: "SEC. 515.".

(12) The following headings are inserted in title V of the Public Health Service Act after the section 515 inserted by paragraph (11):

"PART C—MISCELLANEOUS PROVISIONS RELATING TO ALCOHOL ABUSE AND ALCOHOLISM AND DRUG ABUSE

"Subpart 1—Provisions Relating to Alcohol Abuse and Alcoholism".

42 USC 4561, 4571, 4581, 4582.

42 USC 290dd-290dd-3.

42 USC 290dd-1.

(13) Sections 201, 301, 321, and 333 of the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970 are transferred to the part C of title V established by paragraph (12), redesignated as sections 520, 521, 522, and 523, respectively, and amended as follows:

(A) Section 520 (as so redesignated) is amended—

(i) by striking out "the Institute" in subsection (a) and inserting in lieu thereof "the National Institute on Alcohol Abuse and Alcoholism",

(ii) by striking out "section 321" in subsection (a)(4) and inserting in lieu thereof "section 522", and

(iii) by striking out "under this Act and under the Drug Abuse Prevention, Treatment, and Rehabilitation Act" and inserting in lieu thereof "under this title".

42 USC 290dd.

(B) Section 521 (as so redesignated) is amended—

(i) by striking out "section 413(b) of the Drug Abuse Prevention, Treatment, and Rehabilitation Act" in subsection (b)(4) and inserting in lieu thereof "section 525",

(ii) by striking out "title" in subsection (d) and inserting in lieu thereof "section", and

(iii) by striking out subsection (e).

(C) Section 522 (as so redesignated) is amended by striking out "of the Public Health Service Act" in subsection (a).

42 USC 290dd-2.

(14) The following heading is inserted in part C of title V of the Public Health Service Act after section 523 (as so redesignated):

"Subpart 2—Provisions Relating to Drug Abuse".

(15) Section 502 of the Drug Abuse Prevention, Treatment, and Rehabilitation Act is transferred to title V of the Public Health Service Act, inserted after the heading inserted by paragraph (14), redesignated as section 524, and amended—

21 USC 1192; 42 USC 290ee.

(A) by striking out "The Director" in subsection (a) and inserting in lieu thereof "The Director of the National Institute on Drug Abuse",

(B) by striking out ", to promote the purposes of this Act," in subsection (b)(2),

(C) by striking out "section 407" in subsection (d) and inserting in lieu thereof "section 526",

(D) by striking out "under this Act and under the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970" in subsection (d) and inserting in lieu thereof "under this title",

(E) by striking out the section heading and inserting in lieu thereof:

"TECHNICAL ASSISTANCE TO STATE AND LOCAL AGENCIES",

and

(F) by inserting before "(a)" in subsection (a) the following: "SEC. 524.".

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(16)(A) Section 413 of the Drug Abuse Prevention, Treatment, and Rehabilitation Act is transferred to title V of the Public Health Service Act, inserted after the section 524 inserted by paragraph (15), redesignated as section 525, and amended—

21 USC 1180; 42 USC 290ee-1.

(i) by striking out the section heading and inserting in lieu thereof:

"DRUG ABUSE AMONG GOVERNMENT AND OTHER EMPLOYEES";

(ii) by inserting before "(a)" the following: "SEC. 525."; and

(iii) by striking out "section 201(b) of the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970" in subsection (b)(4) and inserting in lieu thereof "section 521".

(B) Sections 407 and 408 of the Drug Abuse Prevention, Treatment, and Rehabilitation Act are transferred to title V of the Public Health Service Act, inserted after the section 525 inserted by subparagraph (A), redesignated as sections 526 and 527 and amended as follows:

21 USC 1174, 1175.

42 USC 290ee-2, 290ee-3.

(i) Section 526 (as so redesignated) is amended—

42 USC 290ee-2.

(I) by striking out the section heading and inserting in lieu thereof:

"ADMISSION OF DRUG ABUSERS TO PRIVATE AND PUBLIC HOSPITALS";

and

(II) by inserting before "(a)" in subsection (a) the following: "SEC. 526.".

(ii) Section 527 (as so redesignated) is amended—

42 USC 290ee-3.

(I) by striking out the section heading and inserting in lieu thereof:

"CONFIDENTIALITY OF PATIENT RECORDS";

(II) by inserting before "(a)" in subsection (a) the following: "Sec. 527."; and

(III) by striking out "of Health and Human Services" in subsection (g).

Repeals. 42 USC 4552, 4553, 4586.

(c)(1) Sections 102, 103, and 502 of the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970 are repealed.

21 USC 1172, 1194.

(2) Sections 405 and 504 of the Drug Abuse Prevention, Treatment, and Rehabilitation Act are repealed.

Repeal. 42 USC 242 note.

(d) Title V of the Medical Facilities Construction and Modernization Amendments of 1970 (Public Law 91-296) is repealed.

ALCOHOL AND DRUG ABUSE AND MENTAL HEALTH REPORTS BY THE SECRETARY

42 USC 290aa note.

Sec. 3. (a) The Secretary of Health and Human Services shall submit to the Congress, on or before January 15, 1984, a report describing the extent to which Federal and State programs, departments, and agencies are concerned and are dealing effectively with—

(1) the problems of alcohol abuse and alcoholism,

(2) the problems of drug abuse, and

(3) mental illness.

(b) The report required by subsection (a) shall include information with respect to the services provided for alcohol abuse, alcoholism, drug abuse, and mental health under part B of title XIX of the Public Health Service Act. To obtain information respecting such services, the Secretary shall work with appropriate national organizations to ensure that State and local governments use compatible means of collecting data respecting such services so that uniform national data with respect to the provision of such services will be available to the States and to the Secretary.

42 USC 300x.

(c) In compiling data for the report required by subsection (a), the Secretary may not require any State to submit any information which is not required under section 1916(a) of the Public Health Service Act.

42 USC 300x-5.

DRUG ABUSE STRATEGY REPORT

Sec. 4. (a) Section 305 of the Drug Abuse Prevention, Treatment, and Rehabilitation Act (21 U.S.C. 1165) is amended to read as follows:

"§ 305. Report

"The President shall submit to the Congress, on or before August 1, 1984, and every two years thereafter, a written report describing the strategy. The report shall specify the objectives, nature, and results of the strategy and shall contain an accounting of funds expended under title II.".

Repeal.

(b) Section 207 of such Act (21 U.S.C. 1117) is repealed.

MISCELLANEOUS

Sec. 5. (a)(1) Section 311(c)(4) of the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970 (42 U.S.C. 4577(c)(4)) is amended by inserting "(including Native Hawaiians and Native American Pacific Islanders)" after "Native Americans".

(2) Section 18(b)(10) of the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act Amendments of 1979 (42 U.S.C. 4541 note) is amended by inserting "Native Hawaiians, Native American Pacific Islanders," after "Alaskan Natives,".

(3) Section 410(d) of the Drug Abuse Prevention, Treatment, and Rehabilitation Act (21 U.S.C. 1177(d)) is amended by striking out "native Americans" and inserting in lieu thereof "Native Americans (including Native Hawaiians and Native American Pacific Islanders)".

97 STAT. 184

42 USC 289*l*-4.

(b) Section 475(a) of the Public Health Service Act (42 U.S.C. 2981-4(a)) is amended (1) by striking out "the Directors of the National Institute of Mental Health, the National Institute on Alcohol Abuse and Alcoholism, and the National Institute on Drug Abuse and", and (2) by striking out ", the National Institute on Alcohol Abuse and Alcoholism, the National Institute on Drug Abuse," in paragraph (2).

Approved April 26, 1983.

LEGISLATIVE HISTORY—S. 126:

SENATE REPORT No. 98-29 (Comm. on Labor and Human Resources).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Apr. 5, considered and passed Senate.
Apr. 13, considered and passed House.

Public Law 98-49
98th Congress

97 STAT. 245

An Act

To amend the Public Health Service Act to authorize appropriations to be made available to the Secretary of Health and Human Services for research for the cause, treatment, and prevention of public health emergencies.

July 13, 1983
[H.R. 2713]

Public Health Service Act, amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Public Health Service Act is amended by inserting after section 318 the following new section:

"PUBLIC HEALTH EMERGENCIES

42 USC 247d.

"SEC. 319. (a) If the Secretary determines, after consultation with the Director of the National Institutes of Health, the Administrator of the Alcohol, Drug Abuse, and Mental Health Administration, the Commissioner of the Food and Drug Administration, or the Director of the Centers for Disease Control, that—

"(1) a disease or disorder presents a public health emergency, or

"(2) a public health emergency otherwise exists and the Secretary has the authority to take action with respect to such emergency,

the Secretary, acting through such Director, Administrator, or Commissioner, may take such action as may be appropriate to respond to the public health emergency, including making grants and entering into contracts and conducting and supporting investigations into the cause, treatment, or prevention of a disease or disorder described in paragraph (1).

Fund establishment.

Appropriation authorization.

"(b)(1) There is established in the Treasury a fund designated the 'Public Health Emergency Fund' to be available to the Secretary without fiscal year limitation to carry out subsection (a). There is authorized to be appropriated to the fund $30,000,000 for fiscal year 1984. For fiscal year 1985 and each fiscal year thereafter there is authorized to be appropriated to the fund such sums as may be necessary to have $30,000,000 in the fund at the beginning of such fiscal year.

Report to congressional committees.

97 STAT. 246

"(2) The Secretary shall report to the Committee on Energy and Commerce of the House of Representatives and the Committee on Labor and Human Resources of the Senate not later than ninety days after the end of a fiscal year—

"(A) on the expenditures made from the Public Health Emergency Fund in such fiscal year; and

"(B) describing each public health emergency for which the expenditures were made and the activities undertaken with respect to each emergency which were conducted or supported by expenditures from the Fund.".

Approved July 13, 1983.

LEGISLATIVE HISTORY—H.R. 2713:

HOUSE REPORT No. 98-143 (Comm. on Energy and Commerce).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 13, considered and passed House.
June 28, considered and passed Senate.

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97 STAT. 411

Public Law 98-76
98th Congress

An Act

Aug. 12, 1983
[H.R. 1646]

To amend the Railroad Retirement Act of 1974 and the Railroad Retirement Tax Act to assure sufficient resources to pay current and future benefits under the Railroad Retirement Act of 1974, to make technical changes, and for other purposes.

Railroad Retirement Solvency Act of 1983.
45 USC 231t note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Railroad Retirement Solvency Act of 1983".

TITLE I—BENEFIT ADJUSTMENTS

45 USC 231b.

SEC. 101. (a) Section 3(a) of the Railroad Retirement Act of 1974 is amended—

(1) by amending subdivision (2) to read as follows:

45 USC 231a.
42 USC 423.

"(2) For purposes of this subsection, individuals entitled to an annuity under paragraph (iv) or (v) of section 2(a)(1) of this Act shall be deemed to be entitled to a disability insurance benefit under section 223 of the Social Security Act."; and

(2) by adding at the end thereof the following new subdivision:

"(3) In lieu of an annuity amount provided under subdivision (1), the annuity of an individual entitled to an annuity under paragraph (ii) of section 2(a)(1) of this Act which begins to accrue before the individual attains age 62 shall be in an amount equal to—

42 USC 1305.

"(i) for each month prior to the first month throughout which the individual is age 62, the amount (after any reduction on account of age but before any deductions on account of work) of the old-age insurance benefit to which such individual would have been entitled under the Social Security Act as of the date on which such individual's annuity begins to accrue if such individual had attained age 62 on the first day of the month in which his or her annuity begins to accrue and if all of such individual's service as an employee after December 31, 1936, had been included in the term 'employment' as defined in that Act, using for purposes of this computation the number of benefit computation years applicable to a person born in the year in which such individual was born; and ".

"(ii) for months beginning with the first month throughout which the individual is age 62, the amount (after any reduction on account of age but before any deductions on account of work) of the old-age insurance benefit to which such individual would have been entitled under the Social Security Act if all of such individual's service as an employee after December 31, 1936, had been included in the term 'employment' as defined in that Act.".

(b) Section 4(a) of the Railroad Retirement Act of 1974 is amended—

45 USC 231c.

(1) by striking out "spouses" in subdivision (2) and inserting in lieu thereof "if an individual is entitled to an annuity under paragraph (ii) of section 2(a)(1) of this Act which did not begin to accrue before such individual attained age 62, the spouse of such individual"; and

45 USC 231a.

97 STAT. 412

(2) by adding at the end thereof the following new subdivisions:

"(3) In the case of an individual entitled to an annuity under section 2(a)(1)(ii) of this Act which began to accrue before such individual attained age 62, the annuity of the spouse of such individual under section 2(c) of this Act shall, in lieu of an annuity amount provided under subdivision (1), be in an amount equal to—

45 USC 231a.

"(i) for each month prior to the first month throughout which both the individual and the spouse are age 62, 50 per centum of that portion of the individual's annuity as is, or was prior to such individual's attaining age 62, computed under section 3(a)(3)(i) of this Act, reduced to the same extent such amount would be reduced under section 202(b)(4) of the Social Security Act (in the case of a wife) or under section 202(c)(2) of the Social Security Act (in the case of a husband) as if such amount were a wife's insurance benefit or a husband's insurance benefit, respectively, under such Act; and

Ante, p. 411.

42 USC 402.

"(ii) for months beginning with the first month throughout which both the individual and the spouse are age 62, the amount (after any reduction on account of age based on the spouse's age at the time the amount under this paragraph first becomes payable but before any deductions on account of work) of the wife's insurance benefit or the husband's insurance benefit to which such spouse would have been entitled under the Social Security Act if the individual's service as an employee after December 31, 1936, had been included in the term 'employment' as defined in that Act.

42 USC 1305

"(4) In the case of an individual entitled to an annuity under paragraph (iv) or (v) of section 2(a)(1) of this Act, the annuity of the spouse of such individual entitled to an annuity under section 2(c)(1)(ii)(B) of this Act shall, in lieu of an annuity amount provided under subdivision (1), be in an amount equal to the amount (after any reduction on account of age but before any deductions on account of work) of the wife's insurance benefit or the husband's insurance benefit to which such spouse would have been entitled under the Social Security Act if the individual's service as an employee after December 31, 1936, had been included in the term 'employment' as defined in that Act. For purposes of this subdivision, spouses who have not attained age 62 shall be deemed to have attained age 62.".

45 USC 231a.

(c) The amendments made by this section shall become effective on July 1, 1984, and shall apply only with respect to awards in cases where the individual's annuity under section 2(a)(1) of the Railroad Retirement Act of 1974 began to accrue on or after that date and the individual had not completed thirty years of service and attained age 60 prior to that date. In the case of an individual who has completed thirty years of service and has attained age 60 before January 1, 1986, the amount of the reduction on account of age in

Effective date.
45 USC 231b note.

45 USC 231a.

the annuity amount provided to such individual under section 3(a)(3) of the Railroad Retirement Act of 1974 and the amount of the reduction on account of age in the annuity amount provided to the spouse of such individual under subdivision (3) of section 4(a) of the Railroad Retirement Act of 1974 shall be only one-half of the amount by which such annuity would be reduced on account of age except for the provisions of this sentence.

Ante, p. 411.

Supra.

97 STAT. 413

45 USC 231b.

SEC. 102. (a) Section 3(g) of the Railroad Retirement Act of 1974 is amended to read as follows:

42 USC 1305.

42 USC 415.

45 USC 231a.

"(g)(1) Effective with the date of any increase after January 31, 1984, in monthly insurance benefits under the Social Security Act which occurs, or which would have occurred had there not been a general benefit increase under that Act, pursuant to the automatic cost-of-living provisions of section 215(i) of that Act, that portion of the annuity of an individual which is computed under subsection (b) of this section shall, if such individual's annuity under section 2(a)(1) of this Act began to accrue on or before the effective date of a particular increase under this subdivision, be increased by 32.5 per centum of the percentage increase in the index which is used, or which would have been used had there not been a general benefit increase under the Social Security Act, in increasing benefits under the Social Security Act pursuant to the automatic cost-of-living provisions of section 215(i) of that Act. Any increase under this subsection shall not be deferred and shall be reflected in all payments made to annuitants after such increase under this subsection becomes effective.

42 USC 402.

"(2) The first and, if necessary, the following time or times after January 1, 1983, that monthly insurance benefits under section 202 of the Social Security Act are increased, that portion of the annuity of an individual which is computed under subsection (b) of this section as increased under subdivision (1) of this subsection shall, if such individual's annuity under section 2(a)(1) of this Act began to accrue in or before the year in which such first increase under the Social Security Act became effective, be reduced by the dollar amount by which that portion of the annuity provided such individual under subsection (a) of this section was increased, after any reduction under subsection (m) of this section, as a result of such increase or increases under the Social Security Act until the total dollar amount of such reduction or reductions equals 5 per centum of the annuity amount provided such individual under subsection (a), as reduced under subsection (m), prior to such first increase. In no case shall the reduction by reason of this paragraph operate to reduce such portion to an amount less than $10.".

45 USC 231c.

(b) Section 4(d) of the Railroad Retirement Act of 1974 is amended—

(1) by inserting "(1)" after "(d)";

(2) by striking out "3(g)" and inserting "3(g)(1)" in lieu thereof; and

(3) by adding at the end thereof the following new subdivisions:

Supra.

"(2) That portion of the annuity of the spouse of an individual as is determined under subsection (b) of this section prior to any determination under subsection (c) of this subsection shall, if the annuity of such spouse is not subject to reduction under subdivision (3) of this subsection, be reduced by an amount equal to 50 per centum of the dollar amount by which the annuity of the individual was reduced under section 3(g)(2) of this Act. In no case shall the reduction by reason of this paragraph operate to reduce such portion to an amount less than $10.

42 USC 402.

"(3) The first and, if necessary, the following time or times after January 1, 1983, that monthly insurance benefits under section 202 of the Social Security Act are increased, that portion of the annuity of the spouse of an individual as is determined under subsections (b),

97 STAT. 414

45 USC 231a.

42 USC 1305.

(c), and (d)(1) of this section shall, if such spouse's annuity under section 2(c) of this Act began to accrue in or before the year in which such first increase under the Social Security Act became effective, be reduced by the dollar amount by which that portion of the annuity provided such spouse under subsection (a) of this section was increased, after any reduction under subsection (i) of this section, as a result of such increase or increases under the Social Security Act until the total dollar amount of such reduction or reductions equals 5 per centum of the annuity amount provided such spouse under subsection (a), as reduced under subsection (i), prior to such first increase. In no case shall the reduction by reason of this paragraph operate to reduce such portion to an amount less than $10.".

45 USC 231c.

(c) Section 4(g) of the Railroad Retirement Act of 1974 is amended—

Ante, p. 413.

(1) in subdivision (1), by inserting "and without regard to any reduction under section 3(g)(2) of this Act" after "before any reduction on account of age";

(2) in subdivision (6), by striking out "3(g)" and inserting "3(g)(1)" in lieu thereof; and

(3) by adding at the end the following new subdivisions:

42 USC 402.

45 USC 231c.

"(7) The first and, if necessary, the following time or times after January 1, 1983, that monthly insurance benefits under section 202 of the Social Security Act are increased, that portion of the annuity of a survivor of a deceased individual as is determined under subdivisions (1) and (2) of this subsection, or under section 4(g) of this Act as in effect before amendment by section 1119(g) of Public Law 97-35, shall, if such survivor's annuity under section 2(d) of this Act began to accrue before the effective date of such first increase under the Social Security Act, be reduced by the dollar amount by which that portion of the annuity provided such survivor under subsection (f) of this section was increased, after any reduction under subsection (i) of this section, as a result of such increase or increases under the Social Security Act until the total dollar amount of such reduction or reductions equals 5 per centum of the annuity amount provided such survivor under subsection (f), as reduced under subsection (i), prior to such first increase. In no case shall the reduction by reason of this paragraph operate to reduce such portion to an amount less than $10.

"(8) That portion of the annuity of a survivor of a deceased individual as is determined under subdivisions (1) and (2) of this subsection shall, if the annuity of such survivor is not subject to reduction under subdivision (7) of this subsection, be reduced by an amount equal to the dollar amount by which the annuity of the deceased individual was reduced under section 3(g)(2) of this Act or would have been reduced under such section 3(g)(2) if such deceased individual had been living at the time such survivor's annuity under section 2(d) of this Act began to accrue (deeming for this purpose, if such individual died before becoming entitled to an annuity under section 2(a)(1) of this Act, that such individual became entitled to an annuity under paragraph (i) of such section 2(a)(1) in the month in which such individual died). In a case where the survivor of a deceased individual is not entitled to a monthly insurance benefit under the Social Security Act, the reduction provided by the preceding sentence of this subdivision shall be equal to the dollar amount by which the annuity of the deceased individual would have been reduced under section 3(g)(2) of this Act if the annuity of such deceased individual had not been subject to reduction under section 3(m) of this Act. In no case shall the reduction by reason of this paragraph operate to reduce such portion to an amount less than $10.

97 STAT. 415

45 USC 231b.

"(9) That portion of the annuity of a survivor of a deceased individual as is determined under section 4(g) of this Act as in effect

45 USC 231c.

Ante, p. 413.

42 USC 1305.

before amendment by section 1119(g) of Public Law 97-35 shall, if the annuity of such survivor is not subject to reduction under subdivision (7) of this subsection, be reduced by an amount equal to the dollar amount by which the annuity of the deceased individual was reduced under section 3(g)(2) of this Act or, if such survivor is not entitled to a monthly insurance benefit under the Social Security Act, would have been reduced under such section 3(g)(2) if the annuity of such deceased individual had not been subject to reduction under section 3(m) of this Act. In no case shall the reduction by reason of this paragraph operate to reduce such portion to an amount less than $10.".

Effective date.
45 USC 231b note.

45 USC 231b.

(d) The amendments made by this section shall be effective on the date of the enactment of this Act. For purposes of the amendments made by subsection (a) of this section, annuity portions computed under subsections (b) and (d) of section 3 of the Railroad Retirement Act of 1974 as in effect before October 1, 1981, shall be treated as having been computed under subsection (b) of such section as in effect after that date.

45 USC 231d.

SEC. 103. (a) Section 5(a) of the Railroad Retirement Act of 1974 is amended—

(1) by striking out "An annuity" at the beginning and inserting in lieu thereof "Subject to the limitations set forth below, an annuity";

(2) by amending paragraphs (ii) and (iii) to read as follows:

45 USC 231a.

"(ii) in the case of an applicant otherwise entitled to an annuity under paragraph (iv) or (v) of section 2(a)(1) or under section 2(d)(1)(i) on the basis of disability, not earlier than the later of (A) the first day of the sixth month following the onset date of the disability for which such annuity is awarded or (B) the first day of the twelfth month before the month in which the application therefor was filed;

"(iii) in the case of an applicant otherwise entitled to an annuity under section 2(a)(1), 2(c), or 2(d) where paragraph (ii) does not apply, not earlier than the latest of (A) the first day of the sixth month before the month in which the application therefor was filed, (B) the first day of the month in which the application therefor was filed if the effect of beginning such annuity in an earlier month would result in a greater age reduction in the annuity, unless beginning the annuity in the earlier month would enable an annuity under section 2(c) which is not subject to an age reduction to be payable in such earlier month, (C) in the case of an applicant otherwise entitled to an annuity under section 2(a)(1) or 2(c), the date following the last day of compensated service of the applicant, or (D) in the case of an applicant otherwise entitled to an annuity under section 2(a)(1) or 2(c), the first day of the first month throughout which the applicant meets the age requirement for the annuity applied for;" and

Ante, p. 411.

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42 USC 1305.

(3) by adding at the end thereof the following new sentence: "For the purpose of determining annuity amounts provided under sections 3(a), 4(a), and 4(f) of this Act, the provisions with respect to the beginning dates of annuities set forth in this subsection shall be deemed to govern the beginning dates of monthly benefits provided under the Social Security Act.".

Effective date.
45 USC 231d note.

(b) The amendments made by this section shall become effective on the first day of the first month beginning after the date of the enactment of this Act, and shall apply only with respect to annuities awarded on the basis of applications filed on or after that day.

45 USC 231a.

SEC. 104. (a) Clause (B) of section 2(d)(1)(iii) of the Railroad Retirement Act of 1974 is amended to read as follows: "(B) will be less than nineteen years of age and a full-time elementary or secondary school student, or".

(b) Section 2(d)(4) of the Railroad Retirement Act of 1974 is amended—

(1) by striking out "full-time student" each place it appears and inserting in lieu thereof "full-time elementary or secondary school student";

(2) by striking out "educational institution" each place it appears and inserting in lieu thereof "elementary or secondary school";

(3) by striking out "twenty-two" in the fourth sentence and inserting in lieu thereof "nineteen"; and

(4) by striking out "degree from a four-year college or university" and inserting in lieu thereof "diploma or equivalent certificate from a secondary school (as defined in section 202(d)(7)(c)(i) of the Social Security Act)".

42 USC 402.

45 USC 231d.

(c) Section 5(c)(7) of the Railroad Retirement Act of 1974 is amended—

(1) by striking out "full-time student" and inserting in lieu thereof "full-time elementary or secondary school student"; and

(2) by striking out "22" and inserting in lieu thereof "19".

Effective date.
45 USC 231a note.

(d) The amendments made by this section shall be effective with respect to annuities accruing for months after the month in which this Act is enacted except in the case of a child who has attained the age of eighteen in or before the month in which this Act is enacted and is entitled to an annuity under section 2(d) of the Railroad Retirement Act of 1974 for the month in which this Act is enacted or, if earlier, for the month of April 1983.

45 USC 231a.

45 USC 231u.

Sec. 105. Section 22 of the Railroad Retirement Act of 1974 is amended by striking out "(a)" and all that follows through the end of subsection (a) of such section and inserting in lieu thereof the following: "(a)(1) On or before February 1 of each year beginning in 1984, the Railroad Retirement Board shall prepare a five-year projection of anticipated revenues to and payments from the Railroad Retirement Account to determine the ability of such Account to pay benefits in each of the next succeeding five calendar years. No later than April 1 of each year, the Board shall submit a written report to the President, the Speaker of the House, and the President of the Senate setting forth the results of the projection prepared pursuant to the preceding sentence. If the projection indicates that the funds in the Railroad Retirement Account will be insufficient to pay the full amount of the benefits under this Act which are payable from that Account at any time during the five-year period, the Board's report shall include—

Five-year projection of anticipated revenues.

Report submittal.

"(A) the first fiscal year during which benefits under this Act must be reduced, in the absence of any adjustments, because insufficient funds (including any general revenue borrowing authority under this Act) would preclude payment of full benefits (other than benfits payable from the Dual Benefits Payments Account) for every month in such fiscal year;

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"(B) the first fiscal year during which the Board would recommend suspension of the authority to borrow contained in section 10(d) of the Railroad Unemployment Insurance Act, in order to prevent depletion of the Railroad Retirement Account; and

45 USC 360.

"(C) the amount, if any, of adjustments (stated in terms of percentage of taxable payroll), and any other changes such as cash flow adjustments, necessary to preserve the financial solvency of the Railroad Retirement Account, if such adjustments were effective at the beginning of the next succeeding fiscal year.

Publication in Federal Register.

"(2) Not less than 20 nor more than 30 days after the submission of a written report under this subsection which indicates that, in the absence of any adjustments, the Railroad Retirement Account will contain insufficient funds to pay the full amount of the benefits under this Act which are payable from that Account at some time during the five-year period covered by the report, the Board shall publish such report in the Federal Register.".

45 USC 231a.

SEC. 106. (a) Section 2(a)(1) of the Railroad Retirement Act of 1974 is amended—

(1) by striking out "the age of sixty-five" from paragraph (i) and inserting in lieu thereof "retirement age (as defined in section 216(l) of the Social Security Act)"; and

Ante, p. 107.
42 USC 416.

(2) by striking out "reduced by 1/180 for each calendar month that he or she is under age sixty-five when the annuity begins to accrue" from paragraph (iii) and inserting in lieu thereof "reduced by 1/180 for each of the first 36 months that he or she is under retirement age (as defined in section 216(l) of the Social Security Act) when the annuity begins to accrue and by 1/240 for each additional month that he or she is under retirement age (as defined in section 216(l) of the Social Security Act) when the annuity begins to accrue".

45 USC 231a.

(b) Section 2(a)(3) of the Railroad Retirement Act of 1974 is amended by striking out "the age of 65" and "the age of sixty-five years" and inserting in lieu thereof in each instance "retirement age (as defined in section 216(l) of the Social Security Act)".

(c) Section 2(c)(1) of the Railroad Retirement Act of 1974 is amended by striking out "the age of 65" from paragraph (ii) and inserting in lieu thereof "retirement age (as defined in section 216(l) of the Social Security Act)".

(d) Section 2(c)(2) of the Railroad Retirement Act of 1974 is amended—

(1) by striking out "the age of 65" and inserting in lieu thereof "retirement age (as defined in section 216(l) of the Social Security Act)"; and

(2) by striking out "reduced by 1/144 for each calendar month that the spouse or divorced wife is under age 65 when the annuity begins to accrue" and inserting in lieu thereof "reduced by 1/144 for each of the first 36 months that the spouse or divorced wife is under retirement age (as defined in section 216(l) of the Social Security Act) when the annuity begins to accrue and by 1/240 for each additional month that the spouse or divorced wife is under retirement age (as defined in section 216(l) of the Social Security Act) when the annuity begins to accrue".

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45 USC 231a.
Ante, p. 107.
42 USC 416.

(e) Section 2(c)(4) of the Railroad Retirement Act of 1974 is amended by striking out "the age of 65" and inserting in lieu thereof "retirement age (as defined in section 216(l) of the Social Security Act".

(f) Section 2(e)(2) of the Railroad Retirement Act of 1974 is amended by striking out "age sixty-five" and inserting in lieu thereof "retirement age (as defined in section 216(l) of the Social Security Act)".

(g) Section 2(e)(4) of the Railroad Retirement Act of 1974 is amended by striking out "age sixty-five" and "age of sixty-five" and inserting in lieu thereof in each instance "retirement age (as defined in section 216(l) of the Social Security Act)".

Ante, p. 411.

(h) Section 4(a)(2) of the Railroad Retirement Act of 1974 (as amended by section 101(b) of this Act) is amended by striking out "age 65" and inserting in lieu thereof "retirement age (as defined in section 216(l) of the Social Security Act".

45 USC 231d.

(i) Section 5(b) of the Railroad Retirement Act of 1974 is amended by striking out "the age of 65" and "age 65" and inserting in lieu thereof in each instance "retirement age (as defined in section 216(l) of the Social Security Act)".

(j) Section 5(c)(2) of the Railroad Retirement Act of 1974 is amended by striking out "age 65" and inserting in lieu thereof "retirement age (as defined in section 216(l) of the Social Security Act)".

(k) The amendments made by this section shall be effective on the date of the enactment of this Act, except that such amendment shall not apply to annuity amounts provided under sections 3(b) and 4(b) of the Railroad Retirement Act of 1974 or to increases in such annuity amounts provided under sections 3(g) and 4(d) of such Act if the individual upon whose earning record such annuity amounts are based rendered service as an employee to an employer, or as an employee representative, before the date of the enactment of this Act.

Effective date.
45 USC 231a note.
45 USC 231b, 231c.
Ante, p. 413.

SEC. 107. (a) Section 3(i) of the Railroad Retirement Act of 1974 is amended by adding at the end thereof the following new subdivision:

45 USC 231b.

"(4) Where for any calendar year after 1984 an individual has performed service for compensation in less than twelve months of the calendar year but has received compensation in excess of an amount determined by multiplying the number of months in the year in which such individual performed service for compensation by an amount equal to one-twelfth of the current maximum annual taxable 'wages' as defined in section 3121 of the Internal Revenue Code of 1954, the individual shall be deemed to have rendered service for compensation in that number of months in the calendar year, but not to exceed twelve, which is equal to the quotient of the amount of such individual's compensation for the calendar year divided by an amount equal to one-twelfth of the current maximum annual taxable 'wages' as defined in section 3121 of the Internal Revenue Code of 1954, with any remainder produced by this computation increasing the quotient by one, but an individual shall not be deemed under this subdivision to have rendered service for compensation in any month in which such individual was neither in an employment relation to one or more employers nor an employee representative.".

Compensation.
26 USC 3121.

(b) Section 3(j) of the Railroad Retirement Act of 1974 is amended by inserting after the second sentence thereof the following new sentence: "If for any calendar year after 1984 an employee has received compensation of less than one-twelfth of the current maximum annual taxable 'wages' as defined in section 3121 of the Internal Revenue Code of 1954 in one or more months of the calendar year, the total compensation paid such employee in the calendar year (without regard to the limitation on the amount of compensation provided in the preceding sentence) shall be deemed to have been paid in equal proportions with respect to all months in the year in which the employee will have been in the service of one or more employers for compensation or will have performed service for compensation as an employee representative, but this sentence shall not operate to increase the employee's compensation for any month above an amount equal to one-twelfth of the current maximum annual taxable 'wages' as defined in section 3121 of the Internal Revenue Code of 1954.".

45 USC 231b.
97 STAT. 419
26 USC 3121.

(c) The amendments made by this section shall become effective on January 1, 1985.

Effective date.
45 USC 231b note.

TITLE II—REVENUE PROVISIONS

Railroad Retirement Revenue Act of 1983.

SEC. 201. SHORT TITLE.

This title may be cited as the "Railroad Retirement Revenue Act of 1983".

26 USC 1 note.

Subtitle A—Railroad Retirement Taxes

PART I—INCREASE IN TIER 2 TAXES FOR PERIOD BEGINNING JANUARY 1, 1984, AND ENDING DECEMBER 31, 1984

SEC. 211. INCREASE IN TIER 2 TAXES.

(a) EMPLOYEE TAX.—Subsection (a) of section 3201 of the Internal Revenue Code of 1954 (relating to tax on employees) is amended by striking out "2.0 percent" and inserting in lieu thereof "2.75 percent".

Post, p. 420.

(b) EMPLOYER TAX.—Subsection (a) of section 3221 of such Code (relating to tax on employers) is amended by striking out "11.75 percent" and inserting in lieu thereof "12.75 percent".

Post, p. 420.

(c) EMPLOYEE REPRESENTATIVE TAX.—Subsection (a) of section 3211 of such Code (relating to tax on employee representatives) is amended by striking out "11.75 percent" and inserting in lieu thereof "12.75 percent".

Post, p. 421.

(d) TECHNICAL AMENDMENT.—The last sentence of section 230(c) of the Social Security Act is amended by striking out "11.75 percent" and inserting in lieu thereof "12.75 percent".

42 USC 430.

SEC. 212. EFFECTIVE DATE.

26 USC 3201 note.

The amendments made by this part shall apply to compensation paid for services rendered after December 31, 1983, and before January 1, 1985.

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PART II—OTHER CHANGES AFFECTING TIER 2 TAXES

SEC. 221. INCREASES IN TIER 2 EMPLOYEE TAX; ANNUALIZATION OF TAX BASE.

26 USC 3201.

Section 3201 of the Internal Revenue Code of 1954 (relating to rate of tax on employees) is amended to read as follows:

"SEC. 3201. RATE OF TAX.

"(a) TIER 1 TAX.—In addition to other taxes, there is hereby imposed on the income of each employee a tax equal to the following percentage of the compensation received during any calendar year by such employee for services rendered by such employee:

"In the case of compensation received during:	The rate shall be:
1985	7.05
1986 or 1987	7.15
1988 or 1989	7.51
1990 or thereafter	7.65.

"(b) TIER 2 TAX.—In addition to other taxes, there is hereby imposed on the income of each employee a tax equal to the following percentage of the compensation received during any calendar year by such employee for services rendered by such employee:

"In the case of compensation received during:	The rate shall be:
1985	3.50
1986 or thereafter	4.25.

"(c) CROSS REFERENCE.—

"For application of different contribution bases with respect to the taxes imposed by subsections (a) and (b), see section 3231(e)(2)."

SEC. 222. INCREASES IN TIER 2 EMPLOYER TAX; ANNUALIZATION OF TAX BASE.

(a) In General.—Subsections (a) and (b) of section 3221 of the Internal Revenue Code of 1954 (relating to rate of tax on employers) are amended to read as follows: 26 USC 3221.

"(a) Tier 1 Tax.—In addition to other taxes, there is hereby imposed on every employer an excise tax, with respect to having individuals in his employ, equal to the following percentage of compensation paid during any calendar year by such employer for services rendered to such employer:

"In the case of compensation paid during:	The rate shall be:
1985	7.05
1986 or 1987	7.15
1988 or 1989	7.51
1990 or thereafter	7.65.

"(b) Tier 2 Tax.—In addition to other taxes, there is hereby imposed on every employer an excise tax, with respect to having individuals in his employ, equal to the following percentage of compensation paid during any calendar year by such employer for services rendered to such employer:

"In the case of compensation paid during:	The rate shall be:
1985	13.75
1986 or thereafter	14.75".

(b) Cross Reference.—Section 3221 of such Code is amended by adding at the end thereof the following new subsection:

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"(e) Cross Reference.—

"For application of different contribution bases with respect to the taxes imposed by subsections (a) and (b), see section 3231(e)(2)."

SEC. 223. INCREASES IN TIER 2 EMPLOYEE REPRESENTATIVE TAX; ANNUALIZATION OF TAX BASE.

Subsection (a) of section 3211 of the Internal Revenue Code of 1954 (relating to tax on employee representatives) is amended to read as follows: 26 USC 3211.

"(a) Imposition of Taxes.—

"(1) Tier 1 tax.—In addition to other taxes, there is hereby imposed on the income of each employee representative a tax equal to the following percentage of the compensation received during any calendar year by such employee representative for services rendered by such employee representative:

"In the case of compensation received during:	The rate shall be:
1985	14.10
1986 or 1987	14.30
1988 or 1989	15.02
1990 or thereafter	15.30.

"(2) Tier 2 tax.—In addition to other taxes, there is hereby imposed on the income of each employee representative a tax equal to the following percentage of the compensation received during any calendar year by such employee representatives for services rendered by such employee representative:

"In the case of compensation received during:	The rate shall be:
1985	13.75
1986 or thereafter	14.75.

"(3) Cross reference.—

"For application of different contribution bases with respect to the taxes imposed by paragraphs (1) and (2), see section 3231(e)(2)."

SEC. 224. TAXATION OF RAILROAD RETIREMENT BENEFITS OTHER THAN TIER 1 BENEFITS.

96 Stat. 546.
26 USC 72.

(a) PENSION BENEFITS (OTHER THAN TIER 1 BENEFITS) TAXED AS BENEFITS RECEIVED UNDER EMPLOYER PLANS.—Section 72 of the Internal Revenue Code of 1954 (relating to annuities; certain proceeds of endowment and life insurance contracts) is amended by redesignating subsection (r) as subsection (s) and by inserting after subsection (q) the following new subsection:

"(r) CERTAIN RAILROAD RETIREMENT BENEFITS TREATED AS RECEIVED UNDER EMPLOYER PLANS.—

45 USC 231t.
45 USC 352.

"(1) IN GENERAL.—Notwithstanding any other provision of law, any benefit provided under the Railroad Retirement Act of 1974 (other than a tier 1 railroad retirement benefit) shall be treated for purposes of this title as a benefit provided under an employer plan which meets the requirements of section 401(a).

"(2) TIER 2 TAXES TREATED AS CONTRIBUTIONS.—

"(A) IN GENERAL.—For purposes of paragraph (1)—

Ante, p. 420.

"(i) the tier 2 portion of the tax imposed by section 3201 (relating to tax on employees) shall be treated as an employee contribution,

Supra.

"(ii) the tier 2 portion of the tax imposed by section 3211 (relating to tax on employee representatives) shall be treated as an employee contribution, and

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Ante, p. 420.

"(iii) the tier 2 portion of the tax imposed by section 3221 (relating to tax on employers) shall be treated as an employer contribution.

"(B) TIER 2 PORTION.—For purposes of subparagraph (A)—

Ante, pp. 420, 421.

"(i) AFTER 1984.—With respect to compensation paid after 1984, the tier 2 portion shall be the taxes imposed by sections 3201(b), 3211(a)(2), and 3221(b).

"(ii) AFTER SEPTEMBER 30, 1981, AND BEFORE 1985.—With respect to compensation paid before 1985 for services rendered after September 30, 1981, the tier 2 portion shall be—

"(I) so much of the tax imposed by section 3201 as is determined at the 2 percent rate, and

"(II) so much of the taxes imposed by sections 3211 and 3221 as is determined at the 11.75 percent rate.

With respect to compensation paid for services rendered after December 31, 1983, and before 1985, subclause (I) shall be applied by substituting '2.75 percent' for '2 percent', and subclause (II) shall be applied by substituting '12.75 percent' for '11.75 percent'.

"(iii) BEFORE OCTOBER 1, 1981.—With respect to compensation paid for services rendered during any period before October 1, 1981, the tier 2 portion shall be the excess (if any) of—

"(I) the tax imposed for such period by section 3201, 3211, or 3221, as the case may be (other than any tax imposed with respect to man-hours), over

26 USC 3101 *et seq.*

"(II) the tax which would have been imposed by such section for such period had the rates of the comparable taxes imposed by chapter 21 for such period applied under such section.

"(C) CONTRIBUTIONS NOT ALLOCABLE TO SUPPLEMENTAL ANNUITY OR WINDFALL BENEFITS.—For purposes of paragraph (1), no amount treated as an employee contribution under this paragraph shall be allocated to—

45 USC 231a.

"(i) any supplemental annuity paid under section 2(b) of the Railroad Retirement Act of 1974, or "(ii) any benefit paid under section 3(h), 4(e), or 4(h) of such Act. 45 USC 231b, 231c.

"(3) Tier 1 railroad retirement benefit.—For purposes of paragraph (1), the term 'tier 1 railroad retirement benefit' has the meaning given such term by section 86(d)(4)." *Ante*, p. 80.

(b) Information Reporting.—

(1) In general.—Subpart B of part III of subchapter A of chapter 61 of such Code (relating to information concerning transactions with other persons) is amended by adding at the end thereof the following new section: 26 USC 6041.

26 USC 6050G.

"SEC. 6050G. RETURNS RELATING TO CERTAIN RAILROAD RETIREMENT BENEFITS.

"(a) In General.—The Railroad Retirement Board shall make a return, according to the forms and regulations prescribed by the Secretary, setting forth—

"(1) the aggregate amount of benefits paid under the Railroad Retirement Act of 1974 (other than tier 1 railroad retirement benefits, as defined in section 86(d)(4)) to any individual during any calendar year, 45 USC 231t. *Ante*, p. 80.

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"(2) the employee contributions (to the extent not previously taken into account under section 72(d)(1)) which are treated as having been paid for purposes of section 72(r), 26 USC 72. *Ante*, p. 421.

"(3) the name and address of such individual, and

"(4) such other information as the Secretary may require.

"(b) Statements To Be Furnished to Individuals With Respect to Whom Information Is Furnished.—The Railroad Retirement Board shall furnish to each individual whose name is set forth in the return under subsection (a) a written statement showing—

"(1) the aggregate amount of payments to such individual, and of employee contributions with respect thereto, as shown on such return, and

"(2) such other information as the Secretary may require.

The written statement required under the preceding sentence shall be furnished to the individual on or before January 31 of the year following the calendar year for which the return under subsection (a) was made."

(2) Clerical amendment.—The table of sections for such subpart B is amended by adding at the end thereof the following new item:

"Sec. 6050G. Returns relating to certain railroad retirement benefits."

(c) Section 72(r) Revenue Increase Transferred to Certain Railroad Accounts.— *Ante*, p. 421.

(1) In general.—

(A) Transfers to railroad retirement account.—There are hereby appropriated to the Railroad Retirement Account amounts equivalent to the aggregate increase in tax liabilities under chapter 1 of the Internal Revenue Code of 1954 which is attributable to the application of section 72(r) of the Internal Revenue Code of 1954 (as added by this Act) with respect to benefits received before October 1, 1988. The aggregate amount appropriated under the preceding sentence to the extent attributable to benefits other than windfall benefits shall not exceed $877,000,000. 45 USC 231n note. 26 USC 1 *et seq.*

(B) Revenue increases attributable to windfall benefits received after September 30, 1988, transferred to dual benefits payments account.—There are hereby appropriated to the Dual Benefits Payments Account amounts equivalent to the aggregate increase in tax liabilities under chapter 1 of such Code which is attributable to the application of section 72(r) of such Code (as added by this Act) with respect to windfall benefits received after September 30, 1988.

(C) Windfall benefits defined.—For purposes of this paragraph, the term "windfall benefits" means any benefit paid under section 3(h), 4(e), or 4(h) of the Railroad Retirement Act of 1974.

45 USC 231b, 231c.

(2) Transfers.—The amounts appropriated by paragraph (1) shall be transferred from time to time (but not less frequently than quarterly) from the general fund of the Treasury on the basis of estimates made by the Secretary of the Treasury of the amounts referred to in paragraph (1). Any such quarterly payment shall be made on the first day of such quarter and shall take into account benefits estimated to be received during such

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quarter. Proper adjustments shall be made in the amounts subsequently transferred to the extent prior estimates were in excess of or less than the amounts required to be transferred.

(3) Revenue increases from tax on supplemental annuities not included.—Paragraph (1) shall not apply to tax liabilities attributable to supplemental annuities paid under section 2(b) of the Railroad Retirement Act of 1974.

45 USC 231a.

(d) Overall Minimum Benefit Treated as Tier 1 Benefit.—Paragraph (4) of section 86(d) of such Code (defining tier 1 railroad retirement benefit) is amended by inserting "3(f)(3)," after "3(a),".

Ante, p. 80.

SEC. 225. TECHNICAL AMENDMENTS.

(a) Amendments Relating to Application of Contribution Base on an Annual Basis.—

(1) Paragraph (2) of section 3231(e) of the Internal Revenue Code of 1954 (defining compensation) is amended to read as follows:

26 USC 3231.

"(2) Application of contribution bases.—

"(A) Compensation in excess of applicable base excluded.—

"(i) In general.—The term 'compensation' does not include that part of remuneration paid during any calendar year to an individual by an employer after remuneration equal to the applicable base has been paid during such calendar year to such individual by such employer for services rendered as an employee to such employer.

"(ii) Remuneration not treated as compensation excluded.—There shall not be taken into account under clause (i) remuneration which (without regard to clause (i)) is not treated as compensation under this subsection.

"(B) Applicable base.—

"(i) Tier 1 taxes.—Except as provided in clause (ii), the term 'applicable base' means for any calendar year the contribution and benefit base determined under section 230 of the Social Security Act for such calendar year.

42 USC 430.

"(ii) Tier 2 taxes, etc.—For purposes of—

"(I) the taxes imposed by sections 3201(b), 3211(a)(2), and 3221(b), and

Ante, pp. 420, 421.

"(II) computing average monthly compensation under section 3(j) of the Railroad Retirement Act of 1974 (except with respect to annuity amounts determined under subsection (a) or (f)(3) of section 3 of such Act),

45 USC 231b.

clause (2) of the first sentence, and the second sentence, of subsection (c) of section 230 of the Social Security Act shall be disregarded.

42 USC 430.

"(C) SUCCESSOR EMPLOYERS.—For purposes of this paragraph, the second sentence of section 3121(a)(1) (relating to successor employers) shall apply, except that— 26 USC 3121.

"(i) the term 'services' shall be substituted for 'employment' each place it appears,

"(ii) the term 'compensation' shall be substituted for 'remuneration (other than remuneration referred to in the succeeding paragraphs of this subsection)' each place it appears, and

"(iii) the terms 'employer', 'services', and 'compensation' shall have the meanings given such terms by this section."

(2) Subsection (a) of section 3202 of such Code is amended by striking out the second sentence. 26 USC 3202.

(3) Paragraph (1) of section 3231(e) of such Code is amended by striking out the fourth and fifth sentences. 26 USC 3231.

(4) The last sentence of section 230(c) of the Social Security Act is hereby repealed. 42 USC 430.

(b) CONCURRENT EMPLOYMENT BY 2 OR MORE EMPLOYERS.—Section 3231 of such Code is amended by adding at the end thereof the following new subsection: 26 USC 3231.

"(i) CONCURRENT EMPLOYMENT BY 2 OR MORE EMPLOYERS.—For purposes of this chapter, if 2 or more related corporations which are employers concurrently employ the same individual and compensate such individual through a common paymaster which is 1 of such corporations, each such corporation shall be considered to have paid as remuneration to such individual only the amounts actually disbursed by it to such individual and shall not be considered to have paid as remuneration to such individual amounts actually disbursed to such individual by another of such corporations."

(c) OTHER TECHNICAL AMENDMENTS.—

(1) The following provisions of the Internal Revenue Code of 1954 are each amended by striking out "tax imposed by section 3201" and inserting in lieu thereof "taxes imposed by section 3201": *Ante*, p. 420.

(A) Section 3202(a), *Supra*.

(B) Paragraphs (2) and (4) of section 3202(c), and

(C) Paragraph (3) of section 3231(e). 26 USC 3231.

(2) Subsection (a) of section 3202 of such Code is amended by striking out "the amount of the tax" in the first sentence and inserting in lieu thereof "the amount of the taxes", and by striking out "such tax" in the last sentence and inserting in lieu thereof "such taxes". *Supra*.

(3) Paragraph (2) of section 3202(c) of such Code is amended by striking out "the tax under paragraph (1)" and inserting in lieu thereof "the taxes under paragraph (1)".

(4) Paragraph (4) of section 3202(c) of such Code is amended by striking out "such tax" and inserting in lieu thereof "such taxes".

(5) Paragraphs (2) and (4) of section 3202(c) of such Code are each amended by striking out "exceeds" and inserting in lieu thereof "exceed".

(6) Paragraph (3) of section 3231(e) of such Code is amended by striking out "such tax" and inserting in lieu thereof "such taxes". 26 USC 3231.

(7) Subparagraph (A) of section 3231(e)(4) of such Code is amended by striking out "3201(b) and 3221(b) (and so much of section 3211(a) as relates to the rates of the taxes imposed by sections 3101 and 3111)" and inserting in lieu thereof "3201(a), 3211(a)(1), and 3221(a)".

(8) Subsection (h) of section 3231 of such Code is amended—

(A) by striking out "tax imposed under section 3201" and inserting in lieu thereof "taxes imposed by section 3201", and

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(B) by striking out all that follows "received" and inserting in lieu thereof a period.

SEC. 226. DEPOSITARY SCHEDULES.

26 USC 6302 note.

26 USC 6302.

26 USC 3201 *et seq.*

26 USC 3101 *et seq.*, 3401 *et seq.*

Effective on and after January 1, 1984, the times for making payments prescribed under section 6302 of the Internal Revenue Code of 1954 with respect to the taxes imposed by chapter 22 of such Code shall be the same as the times prescribed under such section which apply to the taxes imposed by chapters 21 and 24 of such Code.

SEC. 227. EFFECTIVE DATES.

26 USC 3201 note.

(a) SECTIONS 221, 222, 223, AND 225.—The amendments made by sections 221, 222, 223, and 225 shall apply to remuneration paid after December 31, 1984.

26 USC 72 note.

(b) SECTION 224.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by section 224 shall apply to benefits received after December 31, 1983, in taxable years ending after such date.

(2) TREATMENT OF CERTAIN LUMP-SUM PAYMENTS RECEIVED AFTER DECEMBER 31, 1983.—The amendments made by section 224 shall not apply to any portion of a lump-sum payment received after December 31, 1983, if the generally applicable payment date for such portion was before January 1, 1984.

Ante, p. 421.

(3) NO FRESH START.—For purposes of determining whether any benefit received after December 31, 1983, is includible in gross income by reason of section 72(r) of the Internal Revenue Code of 1954, as added by this Act, the amendments made by section 224 be treated as having been in effect during all periods before 1984.

26 USC 6302 note.

(c) SECTION 226.—Section 226 shall take effect on January 1, 1984.

Subtitle B—Railroad Unemployment Insurance Provisions

PART I—RAILROAD UNEMPLOYMENT REPAYMENT TAX

SEC. 231. IMPOSITION OF TAX ON RAIL WAGES TO REPAY LOANS TO RAILROAD UNEMPLOYMENT INSURANCE SYSTEM.

(a) GENERAL RULE.—Subtitle C of the Internal Revenue Code of 1954 (relating to employment taxes) is amended by inserting after chapter 23 the following new chapter:

"CHAPTER 23A—RAILROAD UNEMPLOYMENT REPAYMENT TAX

"Sec. 3321. Imposition of tax.
"Sec. 3322. Taxable period.
"Sec. 3323. Other definitions.

26 USC 3321.

"SEC. 3321. IMPOSITION OF TAX.

"(a) GENERAL RULE.—There is hereby imposed on every rail employer for each taxable period an excise tax, with respect to having individuals in his employ, equal to the applicable percentage of the total rail wages paid by him during the taxable period.

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"(b) TAX ON EMPLOYEE REPRESENTATIVES.—

"(1) IN GENERAL.—There is hereby imposed on the income of each employee representative a tax equal to the applicable percentage of the rail wages paid to him during the taxable period.

"(2) DETERMINATION OF WAGES.—The rail wages of an employee representative for purposes of paragraph (1) shall be determined in the same manner and with the same effect as if the employee organization by which such employee representative is employed were a rail employer.

"(c) RATE OF TAX.—For purposes of this section—

"(1) FOR TAXABLE PERIOD JULY 1 THROUGH DECEMBER 31, 1986.—The applicable percentage for the taxable period beginning on July 1, 1986, and ending on December 31, 1986, shall be 2 percent.

"(2) SUBSEQUENT TAXABLE PERIODS.—The applicable percentage for any taxable period beginning after 1986 shall be the sum of—

"(A) 2 percent, plus

"(B) 0.3 percent for each preceding taxable period.

In no event shall the applicable percentage exceed 5 percent.

"SEC. 3322. TAXABLE PERIOD.

26 USC 3322.

"(a) GENERAL RULE.—For purposes of this chapter, except as provided in subsection (b), the term 'taxable period' means—

"(1) the period beginning on July 1, 1986, and ending on December 31, 1986,

"(2) each calendar year after 1986 and before 1990, and

"(3) the period beginning on January 1, 1990, and ending on September 30, 1990.

"(b) EARLIER TERMINATION IF LOANS TO RAIL UNEMPLOYMENT FUND REPAID.—The tax imposed by this chapter shall not apply to any rail wages paid on or after the first January 1 after 1986 as of which there is—

"(1) no balance of transfers to the railroad unemployment insurance account under section 10(d) of the Railroad Unemployment Insurance Act, and 45 USC 360.

"(2) no unpaid interest on such transfers.

"SEC. 3323. OTHER DEFINITIONS.

26 USC 3323.

"(a) RAIL EMPLOYER.—For purposes of this chapter, the term 'rail employer' means any person who is an employer as defined in section 1 of the Railroad Unemployment Insurance Act. 45 USC 351.

"(b) RAIL WAGES.—

"(1) IN GENERAL.—For purposes of this chapter, the term 'rail wages' means wages as defined in section 3306(b) with the modifications specified in paragraph (2). 26 USC 3306.

"(2) MODIFICATIONS.—In applying subsection (b) of section 3306 for purposes of paragraph (1)—

"(A) ONLY RAILROAD EMPLOYMENT TAKEN INTO ACCOUNT.—Such subsection (b) shall be applied—

"(i) by substituting 'rail employment' for 'employment' each place it appears, and

"(ii) by substituting 'rail employer' for 'employer each place it appears.

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"(B) WAGE BASE FOR FIRST TAXABLE PERIOD.—In the case of the taxable period beginning on July 1, 1986, and ending on December 31, 1986, such subsection (b) shall be applied by substituting '$3,500' for '$7,000' each place it appears in paragraph (1) thereof.

"(C) WAGE BASE FOR LAST TAXABLE PERIOD.—In the case of the taxable period beginning on January 1, 1990, and ending on September 30, 1990, such subsection (b) shall be applied by substituting '$5,250' for '$7,000' each place it appears in paragraph (1) thereof.

"(c) RAIL EMPLOYMENT.—For purposes of this chapter, the term 'rail employment' means services performed by an individual as a rail employee or employee representative.

"(d) RAIL EMPLOYEE AND EMPLOYEE REPRESENTATIVE.—For purposes of this chapter—

"(1) RAIL EMPLOYEE.—The term 'rail employee' means any person who is an employee as defined in section 1 of the Railroad Unemployment Insurance Act. 45 USC 351.

"(2) EMPLOYEE REPRESENTATIVE.—The term 'employee representative' has the meaning given such term by section 1 of the Railroad Unemployment Insurance Act.

"(e) CONCURRENT EMPLOYMENT BY 2 OR MORE RAIL EMPLOYERS.—For purposes of this chapter, if 2 or more related corporations which are rail employers concurrently employ the same individual and compensate such individual through a common paymaster which is 1 of such corporations, each such corporation shall be considered to have paid as remuneration to such individual only the amounts actually disbursed by it to such individual and shall not be considered to have paid as remuneration to such individual amounts actually disbursed to such individual by another of such corporations.

"(f) CERTAIN RULES MADE APPLICABLE.—For purposes of this chapter, rules similar to the rules of sections 3307 and 3308 shall apply." 26 USC 3307, 3308.

(b) QUARTERLY PAYMENT OF TAX.—

26 USC 6157. (1) IN GENERAL.—Section 6157 of such Code (relating to payment of Federal unemployment tax on quarterly or other time period basis) is amended by adding at the end thereof the following new subsection:

"(d) QUARTERLY PAYMENT OF RAILROAD UNEMPLOYMENT REPAYMENT TAX.—

"(1) IN GENERAL.—Every rail employer shall compute the tax imposed by section 3321 for each calendar quarter in any taxable period in the manner provided in paragraph (2). The tax so computed shall, except as otherwise provided in paragraph (3), be paid in such manner and at such time as may be provided in regulations prescribed by the Secretary. *Ante*, p. 426.

"(2) COMPUTATION OF TAX.—The tax for any calendar quarter shall be computed by multiplying the aggregate amount of rail wages paid in such calendar quarter by the applicable percentage determined under section 3321(c).

"(3) EXCEPTIONS.—No payment shall be required under this subsection—

"(A) for the last calendar quarter in any taxable period, and

"(B) for any calendar quarter if the tax under section 3321 for such quarter, plus any unpaid amounts for prior calendar quarters in the taxable period, does not exceed $100.

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"(4) DEFINITIONS.—For purposes of this subsection, the terms 'taxable period', 'rail employer', and 'rail wages' have the same respective meanings as when used in chapter 23A." *Ante*, p. 426.

(2) TECHNICAL AMENDMENTS.—

26 USC 6201. (A) Paragraph (2) of section 6201(b) of such Code (relating to amount not to be assessed) is amended by striking out "Federal unemployment tax" and inserting in lieu thereof "Federal unemployment tax or tax imposed by section 3321". *Ante*, p. 421.

26 USC 6317. (B) Section 6317 of such Code (relating to payments of Federal unemployment tax for calendar quarter) is amended—

(i) by striking out "Federal unemployment tax" and inserting in lieu thereof "Federal unemployment tax or tax imposed by section 3321", and

(ii) by striking out "chapter 23" and inserting in lieu thereof "chapter 23 and 23A, as the case may be,".

(C) Subsection (e) of section 6513 of such Code (relating to payments of Federal unemployment tax) is amended by adding at the end thereof the following new sentence: "Notwithstanding subsection (a), for purposes of section 6511, any payment of tax imposed by chapter 23A which, pursuant to section 6157, is made for a calendar quarter within a taxable period shall, if made before the last day prescribed for filing the return for the taxable period (determined without regard to any extension of time for filing), be considered made on such last day." 26 USC 6513. 26 USC 6511; *ante*, p. 426. 26 USC 6157.

(D) Subsection (i) of section 6601 of such Code is amended by striking out "3301" and inserting in lieu thereof "3301 or 3321". 26 USC 6601.

(c) Clerical Amendment.—The table of chapters for subtitle C of such Code is amended by inserting after the item relating to chapter 23 the following new item:

"Chapter 23A. Railroad Unemployment Repayment Tax."

(d) Effective Date.—The amendments made by this section shall apply to remuneration paid after June 30, 1986. 26 USC 3321 note.

SEC. 232. TAX USED TO REPAY LOANS MADE TO RAILROAD UNEMPLOYMENT INSURANCE ACCOUNT.

45 USC 231n note.

(a) Transfer to Railroad Retirement Account.—

(1) In general.—The Secretary of the Treasury shall transfer from the general fund of the Treasury to the Railroad Retirement Account an amount equal to the additional railroad unemployment taxes received in the Treasury.

(2) Taxes credited against loans to railroad unemployment insurance account.—Any amount transferred under paragraph (1) shall be credited against, and operate to reduce, the outstanding balance of railroad unemployment loans.

(b) Transfers Made Monthly.—Transfers under subsection (a) shall be made at least monthly on the basis of estimates made by the Secretary of the Treasury of the amount of the additional railroad unemployment taxes received in the Treasury. Proper adjustments shall be made in the amount subsequently transferred to the extent 97 STAT. 430 prior estimates were in excess of or were less than the amounts required to be transferred.

(c) Transfers to Railroad Unemployment Fund After Loans Repaid.—If—

(1) the amount which (but for this subsection) would be transferred to the Railroad Retirement Account under subsection (a), exceeds—

(2) the outstanding balance of railroad unemployment loans (as of the time of such transfer),

such transfer (to the extent it exceeds such outstanding balance) shall be made to the Railroad Unemployment Account.

(d) Definitions.—For purposes of this section—

(1) Additional railroad unemployment taxes.—The term "additional railroad unemployment taxes" means the taxes imposed by chapter 23A of the Internal Revenue Code of 1954. *Ante*, p. 426.

(2) Railroad unemployment account.—The term "Railroad Unemployment Account" means the railroad unemployment insurance account in the unemployment trust fund established pursuant to section 904 of the Social Security Act. 42 USC 1104.

(3) Railroad unemployment loans.—The term "railroad unemployment loans" means transfers under section 10(d) of the Railroad Unemployment Insurance Act from the Railroad Retirement Account to the Railroad Unemployment Account. The outstanding balance of such loans shall include any interest required to be paid under such section 10(d). 45 USC 360.

PART II—TAXATION OF SICK PAY PAID UNDER RAILROAD UNEMPLOYMENT INSURANCE ACT

SEC. 241. TAXATION OF SICK PAY PAID UNDER RAILROAD UNEMPLOYMENT INSURANCE ACT.

26 USC 105.

(a) GENERAL RULE.—Section 105 of the Internal Revenue Code of 1954 (relating to amounts received under accident and health plans) is amended by adding at the end thereof the following new subsection:

45 USC 352.

"(i) SICK PAY UNDER RAILROAD UNEMPLOYMENT INSURANCE ACT.—Notwithstanding any other provision of law, gross income includes benefits paid under section 2(a) of the Railroad Unemployment Insurance Act for days of sickness; except to the extent such sickness (as determined in accordance with standards prescribed by the Railroad Retirement Board) is the result of on-the-job injury."

26 USC 105 note.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to amounts received after December 31, 1983, in taxable years ending after such date.

TITLE III—BORROWING AUTHORITY ADJUSTMENTS

45 USC 231f.

SEC. 301. (a) Section 7(c) of the Railroad Retirement Act of 1974 is amended by adding at the end thereof the following new subdivision:

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42 USC 1305.
26 USC 3126.
Transfer of funds.
96 Stat. 938.

"(4) After the end of each month beginning with the month of October 1983, the Board shall determine the net amount, if any, which if added to or subtracted from the Federal Old-Age and Survivors Insurance Trust Fund, the Federal Disability Insurance Trust Fund, and the Federal Hospital Insurance Trust Fund would, with respect to such month, place those Trust Funds, taken as a whole, in the same position in which they would have been if (A) service as an employee after December 31, 1936, had been included in the term 'employment' as defined in the Social Security Act and in the Federal Insurance Contributions Act, and (B) this Act had not been enacted. If for any month the net amount so determined would be subtracted from those Trust Funds, the Board shall, within ten days after the end of such month, report such amount to the Secretary of the Treasury for transfer from the general fund to the Railroad Retirement Account. Any amount so reported shall further include interest (at an annual rate equal to the rate of interest borne by a special obligation issued to the Railroad Retirement Account in the month in which the transfer is made to the Account) payable from the close of the month for which the transfer is made until the date of transfer. The Secretary of the Treasury is authorized and directed to transfer to the Railroad Retirement Account from the general fund such amounts as, from time to time, may be determined by the Board pursuant to the provisions of this subdivision and reported by the Board for transfer. For such purpose the Secretary of the Treasury is authorized to use as a public debt transaction the proceeds of the sale of any securities issued after the date of the enactment of this Act under section 3102 of title 31 of the United States Code, and the purpose for which securities may be issued under section 3102 of title 31 of the United States Code are extended to include such purpose. Each such transfer shall be made by the Secretary of the Treasury within five days after a report of the amount to be transferred is received. Not later than December 31 following the close of each fiscal year beginning with the fiscal year ending September 30, 1984, the Board shall certify to the Secretary of the Treasury the total of all amounts transferred pursuant to the provisions of this subdivision for months in such fiscal year. Within ten days after a transfer, or transfers, pursuant to subdivision (2) for a particular fiscal year, the Board shall request the Secretary of the Treasury to retransfer from the Railroad

Retirement Account to the general fund an amount equal to (A) the total of all amounts, exclusive of interest, transferred to such Account pursuant to the provisions of this subdivision for months in such fiscal year, plus (B) interest (at the rate determined in subdivision (3) for such fiscal year) payable with respect to each amount transferred for a month during such fiscal year from the close of the month for which the transfer of the amount was made until the date of retransfer of such amount. The Secretary of the Treasury is authorized and directed to retransfer from the Railroad Retirement Account to the general fund such amounts as, from time to time, may be determined by the Board pursuant to the provisions of the preceding sentence of this subdivision and reported by the Board for retransfer.".

(b) Subsection (b) of section 15 of the Railroad Retirement Act of 1974 is amended to read as follows:

45 USC 231n.

"(b) In addition to the amount appropriated in subsection (a) of this section, there is hereby authorized to be appropriated to the Railroad Retirement Account for each fiscal year, beginning with the fiscal year ending June 30, 1975, such amount as the Board determines to be necessary to meet (A) the additional costs, resulting from the crediting of military service under this Act, of benefits payable under section 2 of this Act, but only to the extent that such Account is not reimbursed for such costs under section 7(c)(2), (B) the additional administrative expenses resulting from the crediting of military service under this Act, and (C) any loss in interest to such

45 USC 231a.
45 USC 231f.

97 STAT. 432

Account resulting from the payment of additional benefits based on military service credited under this Act: *Provided, however,* That, in determining the amount to be appropriated to the Railroad Retirement Account for any fiscal year pursuant to the provisions of this subsection, there shall not be considered any costs resulting from the crediting of military service under this Act for which appropriations to such Account have already been made pursuant to section 4(l) of the Railroad Retirement Act of 1937. Any determination as to loss in interest to the Railroad Retirement Account pursuant to clause (C) of the first sentence of this subsection shall take into account interest from the date each annuity based, in part, on military service began to accrue or was increased to the date or dates on which the amount appropriated is credited to the Account. The cost resulting from the payment of additional benefits under this Act based on military service determined pursuant to the preceding provisions of this subsection shall be adjusted by applying thereto the ratio of the total net level cost of all benefits under this Act to the portion of such net level cost remaining after the exclusion of administrative expenses and interest charges on the unfunded accrued liability as determined under the last completed actuarial valuation pursuant to the provisions of subsection (g) of this section. At the close of the fiscal year ending June 30, 1975, and each fiscal year thereafter, the Board shall, as promptly as practicable, determine the amount to be appropriated to the Account pursuant to the provisions of this subsection, and shall certify such amount to the Secretary of the Treasury for transfer from the general fund in the Treasury to the Railroad Retirement Account. When authorized by an appropriation Act, the Secretary of the Treasury shall transfer to the Railroad Retirement Account from the general fund in the Treasury such amounts as, from time to time, may be determined by the Board pursuant to the provisions of this subsection and certified by the Board for transfer to such Account. In any determination made pursuant to section 7(c)(2) of this Act, no further charges shall be made against the Trust Funds established by title II of the Social Security Act for military service rendered before January 1, 1957, and with respect to which appropriations authorized by clause (2) of the first sentence of section 4(l) of the Railroad Retirement Act of 1937 shall have been credited to

45 USC 231c.

Transfer of funds.

45 USC 231f.
42 USC 401.
45 USC 231c.

the Railroad Retirement Account, but the additional benefit payments incurred by such Trust Funds by reason of such military service shall be taken in account in making any such determination.".

Effective dates.
45 USC 231f note.
45 USC 231n note.

(c)(1) The amendment made by subsection (a) of this section shall be effective on October 1, 1983.

(2) The amendments made by subsection (b) of this section shall be effective on the date immediately following the day in June 1984 when the total amount of money outstanding to the Railroad Retirement Account under section 15(b)(2) of the Railroad Retirement Act of 1974 is retransferred to the general fund under that section.

Ante, p. 431.

45 USC 360.

SEC. 302. Subsection (d) of section 10 of the Railroad Unemployment Insurance Act is amended by adding at the end thereof the following new sentence: "No transfer shall be made under this subsection from the Railroad Retirement Account after September 30, 1985, and no such transfer shall be made on or before September 30, 1985, for purposes of paying benefits and refunds due after such date.".

97 STAT. 433

TITLE IV—OTHER BENEFIT-RELATED AMENDMENTS

45 USC 231n.

SEC. 401. (a) Section 15(d) of the Railroad Retirement Act of 1974 is amended—

(1) by inserting "(1)" after "(d)";

45 USC 231b, 231c.
45 USC 231 note.
45 USC 231f.

(2) by striking out "one-twelfth of the amount which the Board has determined will be the amount of the appropriation to be made to the Dual Benefits Payments Account under the applicable public law making such appropriation for such fiscal year, and the Secretary of the Treasury shall make such transfer." from the third sentence and inserting in lieu thereof the following: "the amount that the Board estimates will be necessary to pay on the first day of the next succeeding month the annuity amounts under sections 3(h), 4(e), and 4(h) of this Act and under sections 204(a)(3), 204(a)(4), 206(3), and 207(3) of Public Law 93-445, taking into account any reduction in such annuity amounts as determined under section 7(c)(1) of this Act, and the Secretary of the Treasury shall make such transfer, but at no time shall the total amount of money outstanding to the Dual Benefits Payments Account from the Railroad Retirement Account exceed the amount necessary to pay the annuity amounts under sections 3(h), 4(e), and 4(h) of this Act and sections 204(a)(3), 204(a)(4), 206(3), and 207(3) of Public Law 93-445 for one month.";

(3) in the fourth sentence, by inserting "or during" after "prior to"; and

(4) by adding at the end the following new subdivisions:

Loans.

"(2) The Secretary of the Treasury—

"(i) shall transfer from the general fund as a loan to the Board on January 1, 1984, one-third of the special amount described in subdivision (3) of this subsection;

"(ii) shall transfer from the general fund as a loan to the Board on January 1, 1985, one-third of the special amount described in subdivision (3) of this subsection, plus an amount equal to the interest that one-third would have earned had it been in the Railroad Retirement Account since January 1, 1984; and

"(iii) shall transfer from the general fund as a loan to the Board on January 1, 1986, the final one-third of the special amount described in subdivision (3) of this subsection, plus an amount equal to the interest that one-third would have earned had it been in the Railroad Retirement Account since January 1, 1984.

"(3) The special amount referred to in subdivision (2) of this subsection is the amount which, as of January 1, 1984, would place the Railroad Retirement Account in the same position it would have been on that date if no annuity amounts had been paid during the period beginning January 1, 1975 and ending September 30, 1981, under sections 3(h), 4(e), and 4(h) of this Act and under sections 204(a)(3), 204(a)(4), 206(3), and 207(3) of Public Law 93-445, and no sums had been appropriated as authorized in section 15(d) of this Act.

"(4) For the purposes of subdivision (2) of this subsection, the Secretary of the Treasury is authorized to use as a public debt transaction the proceeds of the sale of any securities issued after the date of the enactment of the Railroad Retirement Solvency Act of 1983 under section 3102 of title 31 of the United States Code and the purposes for which securities may be so issued are extended to include such purposes.

Ante, p. 411.
96 Stat. 938.

"(5) The amounts transferred to the Board as loans under subdivision (2) of this subsection shall be deposited in the Railroad Retirement Account.

"(6) The amounts transferred as loans under subdivision (2) of this subsection shall be repaid to the general fund to the extent sums are appropriated for that purpose, and there are hereby authorized to be appropriated, in addition to any other sums authorized to be appropriated for the purposes of this Act and from any sums in the Treasury not otherwise appropriated, such sums as may be necessary to make such repayments.".

(b) The amendments made by this section shall be effective upon enactment.

Effective date.
45 USC 231n note.

SEC. 402. (a) Section 1(h)(6) of the Railroad Retirement Act of 1974 is amended—

45 USC 231.

(1) by striking out paragraph (ii); and

(2) by redesignating paragraphs (iii), (iv), (v), (vi), and (vii) thereof as (ii), (iii), (iv), (v), and (vi), respectively.

(b) Section 1(j) of the Railroad Unemployment Insurance Act is amended by striking out "(i)" and all that follows through "(ii)".

45 USC 351.

(c) The amendments made by this section shall apply to compensation paid for services rendered after June 30, 1983.

45 USC 231 note.

SEC. 403. (a) Section 1(h) of the Railroad Retirement Act of 1974 is amended by adding at the end thereof the following new subdivision:

45 USC 231.

"(7) The term 'compensation' includes any separation allowance or subsistence allowance paid under any benefit schedule provided under section 701 of title VII of the Regional Rail Reorganization Act of 1973 and any termination allowance paid under section 702 of that Act, but does not include any other benefits payable under that title. The total amount of any subsistence allowance paid under a benefit schedule provided pursuant to section 701 of the Regional Rail Reorganization Act of 1973 shall be considered as having been earned in the month in which the employee first timely filed a claim for such an allowance.".

45 USC 797.
45 USC 797a.

(b) Section 1(i) of the Railroad Unemployment Insurance Act is amended by inserting after the first sentence thereof the following new sentence: "Solely for the purpose of determining the compensation received by an employee in a base year, the term 'compensation' shall include any separation allowance or subsistence allowance paid under any benefit schedule provided under section 701 of title VII of the Regional Rail Reorganization Act of 1973 and any termination allowance paid under section 702 of that Act, but does not include any other benefits payable under that title. The total amount of any subsistence allowance payable under a benefit schedule provided pursuant to section 701 of the Regional Rail

45 USC 351.
45 USC 797.
45 USC 797a.

Reorganization Act of 1973 shall be considered as being compensation in the month in which the employee first timely filed a claim for such an allowance.".

Effective date.
45 USC 231 note.

(c) The amendments made by this section shall be effective August 13, 1981.

45 USC 231b.

SEC. 404. Section 3(f)(1) of the Railroad Retirement Act of 1974 is amended—

(1) by inserting after "of an individual shall" in the second sentence the following "except as provided in the following sentence"; and

97 STAT. 435

(2) by inserting after the second sentence the following: "If the individual's 'average monthly compensation' is determined under subdivision (2) of subsection (b) of this section, the 'final average monthly compensation' for such individual shall be the average of the compensation for the 24 months in which the compensation determined for the purpose of subdivision (2) of subsection (b) of this section is the highest.".

Effective date.
45 USC 231b note.

(c) The amendments made by this section shall be effective October 1, 1983, and shall apply with respect to annuities awarded on or after that date.

45 USC 231b.

SEC. 405. (a) Section 3(f)(3) of the Railroad Retirement Act of 1974 is amended—

(1) by inserting "and divorced wife" after "spouse" the first place it appears in the first sentence thereof; and

(2) by striking out "such annuity or annuities" in the first sentence and inserting in lieu thereof "the annuities of the individual and spouse".

Effective date.
45 USC 231b note.

(b) The amendments made by this section shall be effective October 1, 1981.

45 USC 231c.

SEC. 406. (a) Section 4(g)(4) of the Railroad Retirement Act of 1974 is amended by striking out "(e)(3)" in the second sentence and inserting in lieu thereof "(e)".

Effective date.
45 USC 231c note.

(b) The amendments made by this section shall be effective October 1, 1981.

45 USC 231c.

SEC. 407. (a) Section 4(i) of the Railroad Retirement Act of 1974 is amended by adding at the end thereof the following new subdivision:

42 USC 401.
42 USC 402.

"(3) The annuity of any survivor under subsection (f) of this section shall be reduced, but not below zero, by the amount of any insurance benefit (before any deduction on account of work) payable to such survivor under title II of the Social Security Act, unless in computing the amount under subsection (f) a reduction was made for such insurance benefit pursuant to section 202(k) of the Social Security Act.".

Effective date.
45 USC 231c note.

(b) The amendment made by this section shall be effective with respect to annuities awarded on and after the date of enactment.

45 USC 231e.
Lump sum restriction.
45 USC 231a.

SEC. 408. Section 6(b)(1) of the Railroad Retirement Act of 1974 is amended by adding at the end thereof the following new sentence: "No lump sum shall be payable under this subdivision if the employee died leaving a surviving divorced wife who would on proper application therefore be entitled to receive an annuity under section 2(d) of this Act for the month in which the employee's death occurred.".

45 USC 231a.

SEC. 409. (a) Section 2(c)(2) of the Railroad Retirement Act of 1974 is amended by striking the period and inserting in lieu thereof the following: ", except that the annuity of a divorced wife who was previously entitled to a spouse annuity which was reduced under this subdivision shall be reduced by the same percentage as was applicable to the spouse annuity.".

Effective date.
45 USC 231a note.

(b) The amendment made by this section shall be effective with respect to divorced wife annuities awarded on and after the date of enactment.

SEC. 410. (a) Section 1(h) (as amended by section 403 of this Act) of the Railroad Retirement Act of 1974 is amended by adding at the end the following:

"(8) Notwithstanding any other provision of this Act, for the purposes of sections 3(a)(1), 4(a)(1), and 4(f)(1), the term 'compensation' includes any payment from any source to an employee or employee representative if such payment is subject to tax under section 3201 or 3211 of the Internal Revenue Code of 1954.".

45 USC 231b, 231c.

97 STAT. 436

Ante, pp. 420, 421.

(b) The amendment made by this section shall apply with respect to payments made on or after January 1, 1982.

45 USC 231 note.

SEC. 411. (a)(1) The first proviso of subsection (k) of section 1 of the Railroad Unemployment Insurance Act is amended by striking out "$1,000" and inserting in lieu thereof "$1,500".

45 USC 351.

(2) Section 3 of such Act is amended by striking out "$1,000" and inserting in lieu thereof "$1,500".

45 USC 353.

(3) Section 4(a–2)(i)(A) of such Act is amended by striking out "$1,000" and inserting in lieu thereof "$1,500".

45 USC 354.

(b) The amendments made by this section shall apply to compensation paid for services rendered after December 31, 1983.

45 USC 351 note.

SEC. 412. (a) Subsection (a) of section 2 of the Railroad Unemployment Insurance Act is amended by striking out "*Provided, however*" and all that follows down through the end of the first sentence and inserting in lieu thereof: "*Provided, however,* That in any case in which the Board finds that his unemployment was due to a stoppage of work because of a strike in the establishment, premises, or enterprise at which he was last employed, no benefits shall be payable for the first fourteen days of unemployment due to such stoppage of work.".

45 USC 352.

(b) The amendment made by this section shall apply with respect to days of unemployment in registration periods beginning after December 31, 1983.

45 USC 352 note.

SEC. 413. (a) Section 2(d)(1)(iv) of the Railroad Retirement Act of 1974 is amended by inserting before the semicolon the following: ", but neither this proviso nor clause (B) or (C) of this paragraph shall operate to deny any parent an annuity to the extent and in the amount of the benefit that such parent would have received under the Social Security Act if the service as an employee of the individual, with respect to which such parent would be eligible to receive an annuity under this Act except for this proviso and those clauses, were included in 'employment' as defined in the Social Security Act".

45 USC 231a.

42 USC 1305.

(b) The amendment made by this section shall apply with respect to annuities that first begin to accrue with respect to any month beginning after the date of the enactment of this Act.

45 USC 231a note.

SEC. 414. (a) Section 2(h) of the Railroad Retirement Act of 1974 is amended—

45 USC 231a.

(1) by striking out "(h)(1) In" and all that follows through the end of paragraph (1); and

(2) by inserting "(h)" immediately before "(2)".

(b) The amendments made by this section shall apply with respect to months beginning after the date of the enactment of this Act.

45 USC 231a note.

SEC. 415. Section 2(c)(3) of the Railroad Retirement Act of 1974 is amended by striking out ", if, as of the day on which the application" and all that follows through "support of such wife or husband".

SEC. 416. Section 7 of the Railroad Retirement Act of 1974 is amended by adding at the end the following:

45 USC 231f.

Budget submittal to Congress.

"(f) Whenever the Board submits or transmits any budget estimate, budget request, supplemental budget estimate, or other budget information, legislative recommendation, prepared testimony for congressional hearings, or comment on legislation to the President or to the Office of Management and Budget, it shall concurrently transmit a copy thereof to the Congress. No officer or

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agency of the United States shall have any authority to require the Board to submit its budget requests or estimates, legislative recommendations, prepared testimony for congressional hearings, or comments on legislation to any officer or agency of the United States for approval, comments, or review, prior to the submission of such recommendations, testimony, or comments to the Congress.".

45 USC 231n.

SEC. 417. (a) Section 15 of the Railroad Retirement Act of 1974 is amended by adding at the end thereof the following new subsection:

Check identification.

"(i)(1) The Secretary of the Treasury shall implement procedures to permit the identification of each check issued for benefits under this Act that has not been presented for payment by the close of the sixth month following the month of its issuance.

"(2) The Secretary of the Treasury shall, on a monthly basis, credit each account established in the Treasury for the payment of benefits under this Act for the proportionate amount of benefit checks (including interest thereon) drawn on each such Account more than six months previously but not presented for payment and not previously credited to such Account, to the extent provided in advance in appropriation Acts.

"(3) If a benefit check is presented for payment to the Treasury and the amount of the appropriate portion thereof has been previously credited pursuant to paragraph (2) to an Account or Accounts, the Secretary of the Treasury shall nevertheless pay such check, if otherwise proper, recharge such Account or Accounts for the amount of such check attributable to such Account or Accounts and notify the Board.

"(4) A benefit check bearing a current date may be issued to an individual who did not negotiate the original benefit check and who surrenders such check for cancellation if the Secretary of the Treasury determines it is necessary to effect proper payment of benefits."

45 USC 231n note.

(b) The amendment made by subsection (a) shall apply with respect to all checks for benefits under this Act which are issued on or after May 1, 1985.

Transfer of funds.
45 USC 231n note.
45 USC 231t.

(c)(1) The Secretary of the Treasury shall transfer from the general fund of the Treasury to each Account established in the Treasury for the payment of benefits under the Railroad Retirement Act of 1974 in the month following the month in which this section is enacted and in each of the next succeeding months until May, 1985, such sums as may be necessary to reimburse such Accounts in the proportionate amount of all checks (including interest thereon) attributable to such Accounts which the Secretary and the Board jointly determine to be unnegotiated benefit checks, to the extent provided in advance in appropriation Acts. After any amounts authorized by this subsection have been transferred to an Account or Accounts with respect to any benefit check, the provisions of paragraphs (3) and (4) of section 15(i) of the Railroad Retirement Act of 1974 (as added by subsection (a) of this section) shall be applicable to such check.

"Unnegotiated benefit checks."
45 USC 231t.

(2) As used in paragraph (1) of this subsection, the term 'unnegotiated benefit checks' means checks for benefits under the Railroad Retirement Act of 1974 or under the Railroad Retirement Act of 1937 which are issued prior to May 1, 1985, which remain unnegotiated after the sixth month following the date on which they were issued, and with respect to which no transfers have previously been made in accordance with the first sentence of such paragraph.

SEC. 418. The Railroad Retirement Act of 1974 is amended by adding at the end the following new section:

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"INSPECTOR GENERAL

45 USC 231v.

"SEC. 23. For the purposes of the Inspector General Act of 1978 (5 U.S.C. App.) the Railroad Retirement Board is an 'establishment' and the Chairman of the Railroad Retirement Board is the 'head of the establishment' with respect to such Board. For the purpose of section 2 of such Act, the Railroad Retirement Board is one of 'such establishments'.".

45 USC 231a.

SEC. 419. (a) Section 14 of the Railroad Retirement Act of 1974 is amended—

45 USC 231m.

(1) by striking out "Notwithstanding" and inserting in lieu thereof "(a) Except as provided in subsection (b) of this section and the Internal Revenue Code of 1954, notwithstanding";

26 USC 1.

(2) by striking out ": *Provided, however,* That the provisions of this" and inserting in lieu thereof the following:

"(b)(1) This"; and

(3) by adding at the end the following:

"(2) This section shall not operate to prohibit the characterization or treatment of that portion of an annuity under this Act which is not computed under section 3(a), 4(a), or 4(f) of this Act, or any portion of a supplemental annuity under this Act, as community property for the purposes of, or property subject to, distribution in accordance with a court decree of divorce, annulment, or legal separation or the terms of any court-approved property settlement incident to any such court decree. The Board shall make payments of such portions in accordance with any such characterization or treatment or any such decree or settlement.".

Ante, p. 411.

(b) The amendments made by this section shall apply with respect to annuity amounts payable for months beginning after the date of the enactment of this Act.

45 USC 231m note.

TITLE V—OTHER AMENDMENTS

ESTABLISHMENT OF SOCIAL SECURITY EQUIVALENT BENEFIT ACCOUNT

SEC. 501. (a) The Railroad Retirement Act of 1974 is amended by inserting after section 15 the following new section:

"SOCIAL SECURITY EQUIVALENT BENEFIT ACCOUNT

"SEC. 15A. (a) There is hereby created an account in the Treasury of the United States to be known as the 'Social Security Equivalent Benefit Account'.

45 USC 231n-1.

"(b) TRANSFERS, ETC., TO SOCIAL SECURITY EQUIVALENT BENEFIT ACCOUNT.—

"(1) NET TIER 1 TAXES, ETC.—There is hereby appropriated to the Social Security Equivalent Benefit Account for each fiscal year, beginning with the fiscal year beginning October 1, 1984, an amount equal to the sum of the following amounts:

"(A) NET TIER 1 TAXES.—Amounts covered into the Treasury (minus refunds) during such fiscal year under sections 3201(a), 3211(a)(1), and 3221(a) of the Railroad Retirement Tax Act.

Ante, pp. 420, 421.

"(B) INCOME TAX LIABILITIES ATTRIBUTABLE TO TAXATION OF SOCIAL SECURITY EQUIVALENT BENEFITS.—The amount which (but for this section) would have been transferred to the Railroad Retirement Account under section 121(e) of the Social Security Amendments of 1983 to the extent that the amount which would have been so transferred is attributable to taxation of social security equivalent benefits.

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Ante, p. 80.

Amounts appropriated to the Railroad Retirement Account shall be appropriately reduced to take into account the amounts appropriated under this paragraph to the Social Security Equivalent Benefit Account.

"(2) FINANCIAL INTERCHANGE AMOUNTS.—On and after October 1, 1984, any amount which (but for this section) would have been transferred to the Railroad Retirement Account pursuant to paragraph (2) or (4) of section 7(c) of this Act shall be

Ante, p. 430.

transferred to the Social Security Equivalent Benefit Account. On and after October 1, 1984, no transfer shall be made to the Railroad Retirement Account pursuant to paragraph (2) or (4) of section 7(c) of this Act.

"(3) CERTAIN CREDITED MILITARY SERVICE AMOUNTS.—To the extent that the authorization for appropriation contained in section 15(b) is attributable to the cost of social security equivalent benefits, on and after October 1, 1984, any reference in such section to the Railroad Retirement Account shall be treated as a reference to the Social Security Equivalent Benefit Account.

Ante, p. 431.

"(4) TIME AND MANNER OF CREDITS AND TRANSFERS.—Amounts appropriated or transferred to the Social Security Equivalent Benefit Account under this section shall be credited or transferred to such Account at the same time and in the same manner as such amounts would have been credited or transferred to the Railroad Retirement Account but for this section.

"(c)(1) Except as otherwise provided in this section, amounts in the Social Security Equivalent Benefit Account shall be available only for purposes of paying social security equivalent benefits under this Act and to provide for the administrative expenses of the Board allocable to social security equivalent benefits.

"(2) On and after October 1, 1984, any transfer which (but for this paragraph) would be required to be made from the Railroad Retirement Account under paragraph (2) or (4) of section 7(c) shall be made from the Social Security Equivalent Benefit Account.

"(d)(1) Whenever the Board finds that the balance in the Social Security Equivalent Benefit Account will be insufficient to pay social security equivalent benefits which it estimates are due in any month, it shall request the Secretary of the Treasury to transfer from the Railroad Retirement Account to the credit of the Social Security Equivalent Benefit Account such moneys as the Board estimates will be necessary for the payment of such benefits, and the Secretary shall make such transfer. Whenever later in such month there is a transfer to the Social Security Equivalent Benefit Account under paragraph (2) or (4) of section 7(c) of this Act, the amount so transferred shall be immediately retransferred to the Railroad Retirement Account. The amount retransferred under the preceding sentence shall not exceed the amount of any outstanding transfers under this paragraph from the Railroad Retirement Account plus such additional amounts determined by the Board to be equal to the loss of interest to the Railroad Retirement Account resulting from such outstanding transfers.

"(2) Whenever the Board determines that—

"(A) amounts in the Railroad Retirement Account will not be sufficient to pay the annuities which it estimates are due, or will become due, from such Account, and

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"(B) the transfer under this paragraph will not jeopardize the present or future payment of social security equivalent benefits,

the Board shall request the Secretary of the Treasury to transfer from the Social Security Equivalent Benefit Account to the Railroad Retirement Account such moneys as the Board estimates will be necessary for the payment of such annuities, and the Secretary shall make such transfer. No transfer under this paragraph shall be required to be repaid.

45 USC 231n.

"(e) The provisions of subsections (e), (f), and (g) of section 15 are hereby made applicable to the Social Security Equivalent Benefit Account.

"(f)(1) For purposes of making payments of social security equivalent benefits, references in the Act to the Railroad Retirement Account shall be treated as references to the Social Security Equivalent Benefit Account.

"(2) For purposes of this section, the term 'social security equivalent benefits' means benefits payable under this Act which are of a kind taken into account in determining the amount of transfers made under section 7(c)(2) of this Act.".

"Social security equivalent benefits."

45 USC 231f.

(b)(1) The amendment made by this section shall take effect on October 1, 1984.

Effective date.
45 USC 231n-1 note.

(2)(A) The tier 1 portion of the tax imposed by section 3201, 3211, or 3221 of the Internal Revenue Code of 1954, as the case may be, with respect to compensation paid before 1985 shall be treated as described in subparagraph (A) of section 15A(b)(1) of the Railroad Retirement Act of 1974.

45 USC 231n-1 note.
Ante, pp. 420, 421.
Ante, p. 438.

(B) For purposes of subparagraph (A), the tier 1 portion of any tax is so much of such tax as is determined by reference to the rates of taxes imposed by chapter 21 of the Internal Revenue Code of 1954.

26 USC 3101 *et seq.*

STUDY

SEC. 502. On or before July 1 of 1985, and of each calendar year thereafter, the Railroad Retirement Board shall submit to the Congress a report on the actuarial status of the railroad retirement system under various economic and employment assumptions. Such report shall include any recommendation for financing changes which might be advisable, including—

Report to Congress.
45 USC 231f-1.

(1) any adjustment the Railroad Retirement Board recommends regarding the rates of taxes imposed by sections 3201(b), 3211(a)(2), and 3221(b) of the Internal Revenue Code of 1954, and

Ante, pp. 420, 421.

(2) if there are sufficient reserves in the Railroad Retirement Account, whether—

(A) the rates of such taxes should be reduced, or

(B) any part of the tax imposed by section 3221(b) of such Code should be diverted to the Railroad Unemployment Insurance Account to aid in the repayment of its debt to the Railroad Retirement Account.

INCREASE IN MONTHLY WAGE BASE

SEC. 503. (a)(1) Subsection (a) of section 8 of the Railroad Unemployment Insurance Act is amended by striking out so much of such subsection as precedes the table contained therein and inserting in lieu thereof the following:

45 USC 358.

"SEC. 8. (a) Every employer shall pay a contribution, with respect to having employees in his service, equal to the percentage determined as set forth below of so much of the compensation as is not in excess of $600 for any calendar month paid by him to any employee for any services rendered to him. If compensation is paid to an employee by more than one employer with respect to any such calendar month, the contributions required by this subsection shall not apply to more than $600 of the aggregate compensation paid to such employee by all such employers with respect to such calendar month, and each employer (other than a subordinate unit of a national railway-labor-organization employer) shall be liable for that portion of the contribution with respect to such compensation paid by all such employers which the compensation paid by him to such employee for services rendered during such month bears to the total compensation paid by all such employers to such employee for services rendered during such month. In the event that the compensation so paid by such employers to the employee for services rendered during such month is less than $600, each subordinate unit of a national railway-labor-organization employer shall be liable for such portion of any additional contribution as the compensation paid by such employer to such employee for services rendered during such month bears to the total compensation paid by all such

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employers to such employee for services rendered during such month:".

45 USC 358. (2) Subsection (b) of section 8 of such Act is amended—

(A) by striking out "after December 1975", and

(B) by striking out "$400," and inserting in lieu thereof "$600,".

45 USC 351. (b) The first sentence of subsection (i) of section 1 of such Act is amended by striking out "or in excess of $400 for any month after the month in which this Act was so amended" and inserting in lieu thereof "or in excess of $400 for any month after the month in which this Act was so amended and before January 1984, or in excess of $600 for any month after 1983".

45 USC 351 note. (c) The amendments made by this section shall apply to compensation paid for services rendered after December 31, 1983.

RAILROAD UNEMPLOYMENT COMPENSATION COMMITTEE

45 USC 362 note. SEC. 504. (a) Representatives of railroad labor and railroad management shall jointly establish (and jointly appoint the members of) a committee to be known as the "Railroad Unemployment Compensation Committee" (hereinafter in this section referred to as the "Committee").

Membership. (b) The Committee shall consist of five members—

(1) two of whom shall be representatives of railroad labor,

(2) two of whom shall be representatives of railroad management, and

(3) one of whom shall be an individual who shall not be in the employment of or pecuniarily or otherwise interested in any employer (as defined in section 1 of the Railroad Retirement Act of 1974) or any organization of employees (as defined in section 1 of such Act). 45 USC 231.

Review. (c) The Committee shall review all aspects of the unemployment and sickness insurance systems provided by the Railroad Unemployment Insurance Act including (but not limited to) a review of—

(1) benefit levels,

(2) experience rating,

(3) debt repayment and interest on debt,

(4) waiting period for unemployment benefits and qualifying requirements, and

(5) alternatives to the railroad unemployment insurance system such as covering railroad employees under the Federal-State unemployment compensation system.

Report to Congress. (d) Not later than April 1, 1984, the Committee shall submit a report to the Congress containing recommendations—

(1) with respect to the review conducted under subsection (c), and

(2) with respect to the repayment of funds which the railroad unemployment insurance system has borrowed from the Railroad Retirement Account.

Any recommendation submitted under paragraph (2) shall contain adjustments in contributions and benefits which will enable the railroad unemployment compensation system to repay all loans from the Railroad Retirement Account before December 31, 2000.

(e) The Railroad Retirement Board (and any other department, agency, or instrumentality of the Federal Government) is authorized to cooperate with, and assist, the Committee (at its request) in carrying out its duties by furnishing services, information, data, or other material which the Committee determines will be helpful in carrying out its duties.

Approved August 12, 1983.

LEGISLATIVE HISTORY—H.R. 1646:

HOUSE REPORT No. 98-30, pt. 1 (Comm. on Energy and Commerce) and pt. 2 (Ways and Means).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Aug. 1, considered and passed House.
  Aug. 2, considered and passed Senate.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 32 (1983):
  Aug. 12, Presidential statement.

Public Law 98-90
98th Congress

97 STAT. 606

An Act

To amend title XVIII of the Social Security Act to increase the cap amount allowable for reimbursement of hospices under the medicare program.

Aug. 29, 1983
[H.R. 3677]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1814(i)(2) of the Social Security Act is amended—

Social Security Act, amendment.
96 Stat. 358.
42 USC 1395f.

(1) by striking out "located in a region (as defined by the Secretary)" and "for the region" in subparagraph (A), and

(2) by amending subparagraph (B) to read as follows:

"Cap amount."

"(B) For purposes of subparagraph (A), the 'cap amount' for a year is $6,500, increased or decreased, for accounting years that end after October 1, 1984, by the same percentage as the percentage increase or decrease, respectively, in the medical care expenditure category of the Consumer Price Index for All Urban Consumers (United States city average), published by the Bureau of Labor Statistics, from March 1984 to the fifth month of the accounting year.".

Approved August 29, 1983.

LEGISLATIVE HISTORY—H.R. 3677:

HOUSE REPORT No. 98-333 (Comm. on Ways and Means).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  Aug. 1, considered and passed House.
  Aug. 3, considered and passed Senate.

Public Law 98-118
98th Congress

97 STAT. 803

An Act

To extend the Federal Supplemental Compensation Act of 1982, and for other purposes.

Oct. 11, 1983
[H.R. 4101]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Federal Supplemental Compensation Act of 1982, amendment.

EXTENSION OF PROGRAM

SECTION 1. (a) Paragraph (2) of section 602(f) of the Federal Supplemental Compensation Act of 1982 is amended by striking out "September 30, 1983" and inserting in lieu thereof "October 18, 1983".

Ante, p. 141.
26 USC 3304 note.

(b) Paragraph (2) of section 605 of such Act is amended by striking out "October 1, 1983" and inserting in lieu thereof "October 19, 1983".

Ante, p. 141.
26 USC 3304 note.

EXTENSION OF PROVISION ALLOWING PAYMENT OF DISABILITY BENEFITS DURING APPEAL

96 Stat. 2498.
42 USC 423.

SEC. 2. Section 223(g)(3)(B) of the Social Security Act is amended by striking out "October 1, 1983" and inserting in lieu thereof "December 7, 1983".

EXTENSION OF PROVISIONS RELATING TO DEPENDENT CHILDREN VOLUNTARILY PLACED IN FOSTER CARE

42 USC 672 note.

SEC. 3. (a) Section 102(a)(1) of the Adoption Assistance and Child Welfare Act of 1980 is amended by striking out "October 1, 1983" and inserting in lieu thereof "October 1, 1984".

42 USC 672 note.

(b) Section 102(c) of such Act is amended by striking out "October 1, 1983" each place it appears and inserting in lieu thereof in each instance "October 1, 1984".

SOCIAL SECURITY COVERAGE OF RETIRED FEDERAL JUDGES ON ACTIVE DUTY

Ante, p. 70.
26 USC 3121 note.
28 USC 294.
42 USC 409.
26 USC 3121.

SEC. 4. Notwithstanding section 101(d) of the Social Security Amendments of 1983, the amendments made by section 101(c) of such Act shall apply only with respect to remuneration paid after December 31, 1985. Remuneration paid prior to January 1, 1986, under section 371(b) of title 28, United States Code, to an individual performing service under section 294 of such title, shall not be included in the term "wages" for purposes of section 209 of the Social Security Act or section 3121(a) of the Internal Revenue Code of 1954.

97 STAT. 804

CLARIFICATION WITH RESPECT TO REPAYMENT OF LOANS

42 USC 1322.

SEC. 5. (a) Section 1202(b)(2) of the Social Security Act is amended—

(1) in the matter preceding subparagraph (A), by striking out "advance" and inserting in lieu thereof "advance or advances";

(2) in subparagraph (A), by striking out "advance is" and inserting in lieu thereof "advances are";

(3) in subparagraph (A), by striking out "advance was" and inserting in lieu thereof "advances were"; and

(4) in subparagraph (B), by striking out "advance" the second place it appears and inserting in lieu thereof "advances".

Effective date.
42 USC 1322 note.

(b) The amendments made by this section shall apply to advances made on or after April 1, 1982.

Approved October 11, 1983.

LEGISLATIVE HISTORY—H.R. 4101:

CONGRESSIONAL RECORD, Vol. 129 (1983):
Oct. 6, considered and passed House; considered and passed Senate, amended; House concurred in Senate amendment.

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97 STAT. 857

Public Law 98-135
98th Congress

An Act

Oct. 24, 1983
[H.R. 3929]

To extend the Federal Supplemental Compensation Act of 1982, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Federal Supplemental Compensation Amendments of 1983".

Federal Supplemental Compensation Amendments of 1983.
26 USC 3304 note.

TITLE I—EXTENSION OF FEDERAL SUPPLEMENTAL COMPENSATION PROGRAM

SEC. 101. EXTENSION OF FEDERAL SUPPLEMENTAL COMPENSATION PROGRAM.

(a) General Rule.—Paragraph (2) of section 602(f) of the Federal Supplemental Compensation Act of 1982 is amended to read as follows:

96 Stat. 702.
26 USC 3304 note.

"(2) No Federal supplemental compensation shall be payable to any individual under an agreement entered into under this subtitle for any week beginning after March 31, 1985."

(b) Technical Amendment.—Paragraph (2) of section 605 of such Act is amended by striking out "October 19, 1983 (except as otherwise provided in section 602(f)(2))" and inserting in lieu thereof "April 1, 1985".

Ante, pp. 143, 803.
26 USC 3304 note.

SEC. 102. NUMBER OF WEEKS FOR WHICH BENEFITS ARE PAYABLE.

(a) General Rule.—Subsection (e) of section 602 of the Federal Supplemental Compensation Act of 1982 is amended by striking out paragraphs (2) and (3) and inserting in lieu thereof the following:

Ante, p. 141.
26 USC 3304 note.

"(2)(A)(i) Except as provided in subparagraph (B), the amount established in such account shall be equal to the lesser of—

"(I) 55 per centum of the total amount of regular compensation (including dependents' allowances) payable to the individual with respect to the benefit year (as determined under the State law) on the basis of which he most recently received regular compensation, or

"(II) the applicable limit times his average weekly benefit amount for his benefit year.

"(ii) For purposes of clause (i)—

Applicable limit.

"(I) in the case of an account from which Federal supplemental compensation was payable to an individual for a week beginning before October 19, 1983, the applicable limit shall be the applicable limit in effect in the State under this paragraph (as in effect on the day before the date of the enactment of the Federal Supplemental Compensation Amendments of 1983) for the last week beginning before October 19, 1983, or

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"(II) in the case of an account from which Federal supplemental compensation is first payable for a week beginning after October 18, 1983, the applicable limit shall be the applicable limit determined under the following table with respect to the first week for which Federal supplemental compensation is payable from such account:

"In the case of weeks during a:	The applicable limit is:
6-percent period	14
5-percent period	12
4-percent period	10
Low-unemployment period	8.

"(B) In the case of any account from which Federal supplemental compensation was first payable for a week which begins after March 31, 1983, and before October 19, 1983, the amount established in such account under subparagraph (A) shall be increased by the individual's additional entitlement. In no event shall such increase result in the individual's receiving more Federal supplemental compensation for weeks beginning after October 18, 1983, than the subparagraph (A) entitlement.

Additional entitlement.

"(C) For purposes of subparagraph (B) and this subparagraph—

Definitions.

"(i) The term 'additional entitlement' means the lesser of—

"(I) ¾ of the subparagraph (A) entitlement, or

"(II) the individual's average weekly benefit amount for the benefit year multiplied by the applicable limit determined under clause (ii).

Applicable limit.

"(ii) The applicable limit determined under this clause is—

"(I) 5 if all of the amount in the individual's Federal supplemental compensation account (determined without regard to subparagraph (B)) is payable to the individual for weeks beginning before October 18, 1983, and

"(II) in the case of an individual not described in subclause (I), 4 (2 if the State is in a 4-percent period or a low-unemployment period for the first week beginning after October 18, 1983).

"(iii) The term 'subparagraph (A) entitlement' means the amount which would have been established in the account if Federal supplemental compensation were first payable from such account for the first week beginning after October 18, 1983.

"(3)(A) For purposes of this subsection, the terms '6-percent period', '5-percent period', '4-percent period', and 'low-unemployment period', mean, with respect to any State, the period which—

"(i) begins with the third week after the first week for which the applicable trigger is on, and

"(ii) ends with the second week after the first week for which the applicable trigger is off.

Applicable trigger.

"(B)(i) In the case of a 6-percent period, 5-percent period, 4-percent period, or low-unemployment period, as the case may be, the applicable trigger is on for any week if—

"(I) the rate of insured unemployment in the State for the period consisting of such week and the immediately preceding 12 weeks falls within the applicable range, or

"(II) the rate of insured unemployment in the State for the period consisting of the last week beginning in the second calendar quarter ending before the week for which the trigger determination is being made and all weeks preceding such last week which began on or after January 1, 1982, equals or exceeds

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5.5 percent in the case of a 6-percent period (or, in the case of a 5-percent period, equals or exceeds 4.5 percent but is less than 5.5 percent).

Subclause (II) shall not apply in the case of a 4-percent period or low-unemployment period.

"(ii) In the case of a 6-percent period, 5-percent period, 4-percent period, or low-unemployment period, as the case may be, the applicable trigger is off for any week if subclause (I) of clause (i) is not satisfied (or in the case of a 6-percent period or a 5-percent period, both subclauses (I) and (II) of clause (i) are not satisfied).

"(iii) In the case of any 5-percent period, 4-percent period, or low-unemployment period, as the case may be, notwithstanding clauses (i) and (ii), the applicable trigger shall be off for any week if the applicable trigger for a period with a higher applicable limit is on for such week.

"(C) For purposes of this paragraph, the applicable range is as follows:

"In the case of a:	The applicable range is:
6-percent period	A rate equal to or exceeding 6 percent.
5-percent period	A rate equal to or exceeding 5 percent but less than 6 percent.
4-percent period	A rate equal to or exceeding 4 percent but less than 5 percent.
Low-unemployment period	A rate less than 4 percent.

"(D)(i) No 6-percent period, 5-percent period, 4-percent period, or low-unemployment period, as the case may be, which is in effect for the first week beginning after October 18, 1983, or any week thereafter, shall last for a period of less than 13 weeks beginning after October 18, 1983.

Applicable limit.

"(ii) The applicable limit in any State shall not be reduced or increased by more than 2 during any 13-week period beginning with the week for which such a reduction (or increase) would otherwise take effect. The preceding sentence shall not apply to any increase (or decrease) which takes effect for the first week beginning after October 18, 1983.

"(E) For purposes of this subsection—

Insured unemployment rate.

26 USC 3304 note.

"(i) The rate of insured unemployment for any period shall be determined in the same manner as determined for purposes of section 203 of the Federal-State Extended Unemployment Compensation Act of 1970; except that, for purposes of determining the rate of insured unemployment for the period described in subparagraph (B)(i)(II), the rate of insured unemployment shall be determined by reference to the average monthly covered employment under the State law for so much of such period as does not fall in the last 6 months thereof.

Average weekly benefit.

26 USC 3304 note.

"(ii) The amount of an individual's average weekly benefit amount shall be determined in the same manner as determined for purposes of section 202(b)(1)(C) of such Act."

Ante, p. 143.

(b) Technical Amendment.—Paragraph (3) of section 602(d) of such Act is amended by striking out "or (D)(ii)".

26 USC 3304 note.

SEC. 103. EFFECTIVE DATES.

(a) General Rule.—The amendments made by this title shall apply to weeks beginning after October 18, 1983.

(b) Transitional Rule.—In the case of any eligible individual who exhausted his rights to Federal supplemental compensation (by

97 STAT. 860

reason of the payment of all of the amount in his Federal supplemental compensation account) before the first week beginning after October 18, 1983, such individual's eligibility for additional weeks of compensation by reason of the amendments made by this title shall not be limited or terminated by reason of any event, or failure to meet any requirement of law relating to eligibility for unemployment compensation, occurring after the date of such exhaustion of rights and before the beginning of the first week beginning after October 18, 1983 (and the period after such exhaustion and before the beginning of such first week shall not be counted for purposes of determining the expiration of the two years following the end of his benefit year for purposes of section 602(b) of the Federal Supplemental Compensation Act of 1982).

Proposal.

(c) Modification of Agreements.—The Secretary of Labor shall, at the earliest practicable date, after the date of the enactment of this Act, propose to each State with which he has in effect an agreement under section 602 of the Federal Supplemental Compensation Act of 1982 a modification of such agreement designed to provide for the payment of Federal supplemental compensation under such Act in accordance with the amendments made by this title. Notwithstanding any other provision of law, if any State fails or refuses within the three-week period beginning on the date the Secretary of Labor proposes such modification to such State, to enter into such modification of such agreement, the Secretary of Labor shall terminate such agreement effective with the end of the last week which ends on or before the close of such three-week period.

96 Stat. 702.
26 USC 3304 note.

Termination.

(d) New Periods Begin With First Week After October 18, 1983.—For purposes of determining whether any 6-percent period, 5-percent period, 4-percent period, or low-unemployment period is in effect during weeks beginning after October 18, 1983, the amendments made by this title shall be treated as in effect during all periods before the first week beginning after October 18, 1983.

TITLE II—OTHER PROVISIONS

PAYMENT TO SURVIVORS OF DECEASED EMPLOYEES

Sec. 201. (a) Subsection (b) of section 3306 of the Internal Revenue Code of 1954 (defining wages) is amended by striking out "or" at the end of paragraph (13), by striking out the period at the end of

Ante, p. 127.
26 USC 3306.

paragraph (14) and inserting in lieu thereof "; or", and by inserting after paragraph (14) the following new paragraph:

"(15) any payment made by an employer to a survivor or the estate of a former employee after the calendar year in which such employee died.".

Effective date. 26 USC 3306 note.

(b) The amendments made by subsection (a) shall apply to remuneration paid after the date of the enactment of this Act.

TREATMENT OF CERTAIN AGRICULTURAL LABOR

96 Stat. 559. 26 USC 3306.

SEC. 202. Subparagraph (B) of section 3306(c)(1) of the Internal Revenue Code of 1954 (relating to agricultural labor) is amended by striking out "January 1, 1984" and inserting in lieu thereof "January 1, 1986".

97 STAT. 861

REPORT BY SECRETARY OF LABOR

Submittal to Congress.

SEC. 203. Not later than April 1, 1984, the Secretary of Labor shall submit a report to the Congress on—

(1) the feasibility of using area triggers in unemployment compensation programs, and

(2) the feasibility of determining whether individuals filing claims for unemployment compensation are structurally unemployed.

INCREASE IN TITLE XX FUNDING

42 USC 1397b.

SEC. 204. Section 2003(c) of the Social Security Act is amended—

(1) by adding "and" at the end of paragraph (2); and

(2) by striking out paragraphs (3), (4), and (5), and inserting in lieu thereof the following:

"(3) $2,700,000,000 for the fiscal year 1984 and each succeeding fiscal year.".

DIRECT REPAYMENT OF GENERAL REVENUE ADVANCES

42 USC 1323.

SEC. 205. (a) Section 1203 of the Social Security Act is amended by inserting after the first sentence the following: "Amounts appropriated as repayable advances shall be repaid, without interest, by transfers from the Federal unemployment account to the general fund of the Treasury, at such times as the amount in the Federal unemployment account is determined by the Secretary of the Treasury, in consultation with the Secretary of Labor, to be adequate for such purpose. Any amount transferred as a repayment under this section shall be credited against, and shall operate to reduce, any balance of advances repayable under this section.".

42 USC 1323 note.

(b) Any amounts transferred from the Federal unemployment account to the employment security administration account as of September 30, 1983, shall be transferred back to the Federal unemployment account.

ARRANGEMENTS TO PREVENT PAYMENTS OF UNEMPLOYMENT COMPENSATION TO RETIREES AND PRISONERS

26 USC 3304 note.

SEC. 206. (a) The Secretary of Labor, the Director of the Office of Personnel Management, and the Attorney General are directed to enter into arrangements to make available to the States, computer or other data regarding current and retired Federal employees and Federal prisoners so that States may review the eligibility of these individuals for unemployment compensation, and take action where appropriate.

Report to Congress.

(b) The Secretary of Labor shall report to the Congress, prior to January 31, 1984, on arrangements which have been entered into under subsection (a), and any arrangements which could be entered into with other appropriate State agencies, for the purpose of ensuring that unemployment compensation is not paid to retired individuals or prisoners in violation of law. The report shall include any recommendations for further legislation which might be necessary to aid in preventing such payments.

97 STAT. 862

MAUREEN AND MIKE MANSFIELD FOUNDATION

Financial assistance.

SEC. 207. (a) The Secretary of Education is authorized to provide financial assistance in accordance with the provisions of this section to the Maureen and Mike Mansfield Foundation to assist in the development of the Mansfield Center for Pacific Affairs and the Maureen and Mike Mansfield Center at the University of Montana.

(b) No financial assistance provided under this section may be made except upon an application at such time, in such manner, and containing such information as the Secretary of Education may require.

Appropriation authorization.

(c) There are authorized to be appropriated such sums, not to exceed $5,000,000, as may be necessary to carry out the provisions of this section. Funds appropriated pursuant to this section shall remain available until expended.

Approved October 24, 1983.

LEGISLATIVE HISTORY—H.R. 3929 (S. 1887):

HOUSE REPORTS: Nos. 98-377 (Comm. on Ways and Means) and 98-428 (Comm. of Conference).
SENATE REPORT No. 98-240 accompanying S. 1887 (Comm. on Finance).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Sept. 29, considered and passed House.
Sept. 29, 30, S. 1887 considered in Senate.
Sept. 30, H.R. 3929 considered and passed Senate, amended, in lieu of S. 1887.
Oct. 21, House and Senate agreed to conference report.

Public Law 98-199
98th Congress

97 STAT. 1357

An Act

To revise and extend the Education of the Handicapped Act, and for other purposes.

Dec. 2, 1983
[S. 1341]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Education of the Handicapped Act Amendments of 1983".

Education of the Handicapped Act Amendments of 1983.
20 USC 1400 note.
20 USC 1401.

DEFINITIONS

SEC. 2. Section 602 of the Education of the Handicapped Act (hereinafter in this Act referred to as "the Act") is amended—

(1) in paragraph (1) by inserting "or language" after "speech";

(2) by striking out paragraph (2);

(3) in paragraph (3) by inserting "the Education of" after "Committee on";

(4) in paragraph (6) by amending such paragraph to read as follows:

"(6) The term 'State' means any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, the Northern Mariana Islands, or the Trust Territory of the Pacific Islands.";

(5) in paragraph (14) by striking out "Health, Education, and Welfare" and inserting in lieu thereof "Education";

(6) by inserting "(a)" after "602"; and

(7) by inserting at the end of such section a new subsection (b) as follows:

"Handicapped youth."
20 USC 1421.
Supra.
20 USC 1401.

"(b) For purposes of part C of this title, 'handicapped youth' means any handicapped child (as defined in section 602(a)(1)) who—

"(1) is twelve years of age or older; or

"(2) is enrolled in the seventh or higher grade in school.".

DESIGNATION OF THE AGENCY FOR SPECIAL EDUCATION

20 USC 1402.

SEC. 3. (a) Section 603 of the Act is amended to read as follows:

"OFFICE OF SPECIAL EDUCATION PROGRAMS

"SEC. 603. (a) There shall be, within the Office of Special Education and Rehabilitative Services in the Department of Education, an Office of Special Education Programs which shall be the principal agency in the Department for administering and carrying out this Act and other programs and activities concerning the education and training of the handicapped.

"(b)(1) The office established under subsection (a) shall be headed by a Deputy Assistant Secretary who shall be selected by the Secretary and shall report directly to the Assistant Secretary for Special Education and Rehabilitative Services. The position of Deputy Assistant Secretary shall be in grade GS-18 of the General Schedule under section 5104 of title 5, United States Code, and shall be a Senior Executive Service position for the purposes of section 3132(a)(2) of such title.

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5 USC 3132.

"(2) In addition to such Deputy Assistant Secretary, there shall be established in such office not less than six positions for persons to assist the Deputy Assistant Secretary, including the position of the Associate Deputy Assistant Secretary. Each such position shall be in grade GS-15 of the General Schedule under section 5104 of title 5, United States Code.".

20 USC 1400 *et seq.*

(b) The Act is amended by striking out "Commissioner" or "Commissioner's" wherever it appears and inserting in lieu thereof "Secretary" or "Secretary's", respectively.

AMENDMENTS WITH RESPECT TO THE ADVISORY COMMITTEE ON THE EDUCATION OF HANDICAPPED CHILDREN AND YOUTH

20 USC 1403.

SEC. 4. Section 604 of the Act is amended to read as follows:

"NATIONAL ADVISORY COMMITTEE ON THE EDUCATION OF HANDICAPPED CHILDREN AND YOUTH

Establishment.

"SEC. 604. (a) The Secretary shall establish in the Department of Education a National Advisory Committee on the Education of Handicapped Children and Youth, consisting of fifteen members, appointed by the Secretary. Not less than five such members shall be parents of handicapped children and the remainder shall be handicapped persons (including students), persons affiliated with education, training, or research programs for the handicapped, and those having demonstrated a commitment to the education of handicapped children.

Review and recommendations.

"(b) The Advisory Committee shall review the administration and operation of the programs authorized by this Act and other provisions of law administered by the Secretary with respect to handicapped children (including the effect of such programs in improving the educational attainment of such children) and make recommendations for the improvement of such programs. Such recommendations shall take into consideration experience gained under this and other Federal programs for handicapped children and, to the extent appropriate, experience gained under other public and private programs for handicapped children. The Advisory Committee may make such recommendations to the Secretary as the Committee considers appropriate and shall make an annual report of its

Annual report.

findings and recommendations to the Secretary not later than June 30 of each year. The Secretary shall transmit each such report, together with comments and recommendations, to the Congress.

Report to Congress.

"(c) There are authorized to be appropriated for the purposes of this section $200,000 for fiscal year 1984, and for each of the two succeeding fiscal years.".

Appropriation authorization.

AMENDMENTS WITH RESPECT TO GRANTS FOR THE REMOVAL OF ARCHITECTURAL BARRIERS

SEC. 5. Section 607 of the Act is amended to read as follows:

20 USC 1406.

"GRANTS FOR THE REMOVAL OF ARCHITECTURAL BARRIERS

"SEC. 607. (a) The Secretary is authorized to make grants and to enter into cooperative agreements with State educational agencies to assist such agencies in making grants to local educational agencies or intermediate educational units to pay part or all of the cost of altering existing buildings and equipment in accordance with standards promulgated under the Act approved August 12, 1968 (Public Law 90-480), relating to architectural barriers.

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42 USC 4151-4157.

"(b) For the purposes of carrying out the provisions of this section, there are authorized to be appropriated such sums as may be necessary.".

Appropriation authorization.

REQUIREMENTS FOR PRESCRIBED REGULATIONS

SEC. 6. The Act is amended by inserting after section 607 the following new section:

"REQUIREMENTS FOR PRESCRIBING REGULATIONS

"SEC. 608. (a) For purposes of complying with section 431(b) of the General Education Provisions Act with respect to regulations promulgated under part B of this Act, the thirty-day period under such section shall be ninety days.

20 USC 1407.
20 USC 1232.
20 USC 1411.

"(b) The Secretary may not implement, or publish in final form, any regulation prescribed pursuant to this Act which would procedurally or substantively lessen the protections provided to handicapped children under this Act, as embodied in regulations in effect on July 20, 1983 (particularly as such protections relate to parental consent to initial evaluation or initial placement in special education, least restrictive environment, related services, timelines, attendance of evaluation personnel at IEP meetings, or qualifications of personnel), except to the extent that such regulation reflects the clear and unequivocal intent of the Congress in legislation.

"(c) The Secretary shall transmit a copy of any regulations promulgated under this Act to the National Advisory Committee on the Education of the Handicapped concurrently with publication in the Federal Register.".

Transmittal to Committee.
Publication in Federal Register.

PARTICIPATION OF HANDICAPPED CHILDREN IN PRIVATE SCHOOLS

SEC. 7. Section 613 of the Act is amended by inserting at the end of such section the following new subsection:

20 USC 1413.

"(d)(1) If, on the date of enactment of the Education of the Handicapped Act Amendments of 1983, a State educational agency is prohibited by law from providing for the participation in special programs of handicapped children enrolled in private elementary and secondary schools as required by subsection (a)(4), the Secretary shall waive such requirement, and shall arrange for the provision of services to such children through arrangements which shall be subject to the requirements of subsection (a)(4).

Waiver.
Ante, p. 1357.

"(2)(A) When the Secretary arranges for services pursuant to this subsection, the Secretary, after consultation with the appropriate public and private school officials, shall pay to the provider of such

Payments.

services an amount per child which may not exceed the Federal amount provided per child under this part to all handicapped children enrolled in the State for services for the fiscal year preceding the fiscal year for which the determination is made.

Withholding of allocation.

"(B) Pending final resolution of any investigation or complaint that could result in a determination under this subsection, the Secretary may withhold from the allocation of the affected State

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educational agency the amount the Secretary estimates would be necessary to pay the cost of such services.

"(C) Any determination by the Secretary under this section shall continue in effect until the Secretary determines that there will no longer be any failure or inability on the part of the State educational agency to meet the requirements of subsection (a)(4).

"(3)(A) The Secretary shall not take any final action under this subsection until the State educational agency affected by such action has had an opportunity, for at least 45 days after receiving written notice thereof, to submit written objections and to appear before the Secretary or his designee to show cause why such action should not be taken.

Petition.

"(B) If a State educational agency is dissatisfied with the Secretary's final action after a proceeding under subparagraph (A) of this paragraph, it may, within 60 days after notice of such action, file with the United States court of appeals for the circuit in which such State is located a petition for review of that action. A copy of the petition shall be forthwith transmitted by the clerk of the court to the Secretary. The Secretary thereupon shall file in the court the record of the proceedings on which he based his action, as provided in section 2112 of title 28, United States Code.

"(C) The findings of fact by the Secretary, if supported by substantial evidence, shall be conclusive; but the court, for good cause shown, may remand the case to the Secretary to take further evidence, and the Secretary may thereupon make new or modified findings of fact and may modify his previous action, and shall file in the court the record of the further proceedings. Such new or modified findings of fact shall likewise be conclusive if supported by substantial evidence.

Judgment, review.

"(D) Upon the filing of a petition under subparagraph (B), the court shall have jurisdiction to affirm the action of the Secretary or to set it aside, in whole or in part. The judgment of the court shall be subject to review by the Supreme Court of the United States upon certiorari or certification as provided in section 1254 of title 28, United States Code.

AMENDMENTS RELATING TO EVALUATION

20 USC 1418.

SEC. 8. Section 618 of the Act is amended to read as follows:

"EVALUATION

"SEC. 618. (a) The Secretary shall directly or by grant, contract, or cooperative agreement, collect data and conduct studies, investigations, and evaluations—

"(1) to assess progress in the implementation of this Act, the impact, and the effectiveness of State and local efforts to provide free appropriate public education to all handicapped children and youth; and

"(2) to provide Congress with information relevant to policymaking and provide Federal, State, and local educational agencies with information relevant to program management, administration, and effectiveness with respect to such education.

Programs and projects, data collection.

"(b) In carrying out the responsibilities under this section, the Secretary, on at least an annual basis, shall obtain data concerning programs and projects assisted under this Act, and under other

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Federal laws relating to the education of handicapped children and youth, and such additional information, from State and local educational agencies and other appropriate sources, as is necessary for the implementation of this Act including—

"(1) the number of handicapped children and youth in each State receiving a free appropriate public education (special education and related services) by disability category and by age group (3–5, 6–11, 12–17, and 18–21);

"(2) the number of handicapped children and youth in each State who are participating in regular educational programs, by disability category (consistent with the requirements of section 612(5)(B) and section 614(a)(1)(C)(iv)), and the number of handicapped children and youth in separate classes, separate schools or facilities, or public or private residential facilities, or who have been otherwise removed from the regular education environment;

20 USC 1412, 1414.

Attrition.

"(3) the number of handicapped children and youth exiting the educational system each year through program completion or otherwise, by disability category and age, and anticipated services for the next year;

"(4) the amount of Federal, State, and local funds expended in each State specifically for special education and related services (which may be based upon a sampling of data from State agencies including State and local educational agencies);

"(5) the number and type of personnel that are employed in the provision of special education and related services to handicapped children and youth by disability category served, and the estimated number and type of additional personnel by disability category needed to adequately carry out the policy established by this Act; and

"(6) a description of the special education and related services needed to fully implement the Act throughout each State, including estimates of the number of handicapped children and youth within each disability by age group (3–5, 6–11, 12–17, and 18–21) in need of improved services and the type of programs and services in need of improvement.

Studies.

Recommendations.

Submittal to congressional committees.

Publication in Federal Register.

"(c) The Secretary shall, by grant, contract, or cooperative agreement, provide for evaluation studies to determine the impact of this Act. Each such evaluation shall include recommendations for improvement of the programs under this Act. The Secretary shall, not later than July 1 of each year, submit to the appropriate committees of each House of the Congress and publish in the Federal Register proposed evaluation priorities for review and comment.

Agreements

"(d)(1) The Secretary is authorized to enter into cooperative agreements with State educational agencies to carry out studies to assess the impact and effectiveness of programs assisted under the Act.

"(2) Such agreements shall—

"(A) provide for the payment of not to exceed 60 per centum of the total cost of studies conducted by a participating State educational agency to assess the impact and effectiveness of programs assisted under the Act; and

"(B) be developed in consultation with the State Advisory Panel established under this Act, the local educational agencies, and others involved in or concerned with the education of handicapped children and youth.

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"(3) The Secretary shall provide technical assistance to participating State educational agencies in the implementation of the study design, analysis, and reporting procedures.

Information dissemination.

"(4) In addition, the Secretary shall disseminate information from such studies to State educational agencies, and as appropriate, others involved in, or concerned with the education of handicapped children and youth.

Studies

"(e)(1) At least one study shall be a longitudinal study of a sample of handicapped students, encompassing the full range of handicapping conditions, examining their educational progress while in special education and their occupational, educational, and independent living status after graduating from secondary school or otherwise leaving special education.

"(2) At least one study shall focus on obtaining and compiling current information available through State educational agencies and local educational agencies and other service providers, regarding State and local expenditures for educational services for handicapped students (including special education and related services), and gather information needed in order to calculate a range of per pupil expenditures by handicapping condition.

Report.

"(f)(1) Not later than one hundred and twenty days after the close of each fiscal year, the Secretary shall publish and disseminate an annual report on the progress being made toward the provision of a free appropriate public education to all handicapped children and youth. The annual report is to be transmitted to the appropriate committees of each House of Congress and the National Advisory Committee on the Education of Handicapped Children and Youth, and published and disseminated in sufficient quantities to the education community at large and to other interested parties.

Transmittal to Congress and Committee.

"(2) The Secretary shall include in each annual report—

"(A) an index and summary of each evaluation activity and results of studies conducted under subsection (c);

"(B) a compilation and analysis of data gathered under subsection (b);

20 USC 1411.

"(C) a description of findings and determinations resulting from monitoring reviews of State implementation of part B of this Act;

"(D) an analysis and evaluation of the participation of handicapped children and youth in vocational education programs and services;

"(E) an analysis and evaluation of the effectiveness of procedures undertaken by each State educational agency, local educational agency, and intermediate educational unit to ensure that handicapped children and youth receive special education and related services in the least restrictive environment commensurate with their needs and to improve programs of instruction for handicapped children and youth in day or residential facilities; and

"(F) any recommendations for change in the provisions of this Act or any other Federal law providing support for the education of handicapped children and youth.

"(3) In the annual report for fiscal year 1985 (published in 1986) and for every third year thereafter, the Secretary shall include in the annual report—

Post, pp. 1363–1374.
20 USC 1451.
Infra; post, pp. 1364, 1365, 1368, 1372; 20 USC 1453.
Appropriations authorization.

"(A) an index of all current projects funded under parts C through F of this Act; and

"(B) data reported under sections 621, 622, 623, 627, 634, 641, and 653.

"(g) There are authorized to be appropriated $3,100,000 for fiscal year 1984, $3,270,000 for fiscal year 1985, and $3,440,000 for fiscal year 1986 to carry out the provisions of this section.".

97 STAT. 1363

AMENDMENTS RELATING TO PRESCHOOL INCENTIVE GRANTS

20 USC 1419.

SEC. 9. Section 619(c) of the Act is amended by inserting ", and for providing special education and related services for handicapped children from birth to three years of age" immediately before the period.

AMENDMENTS CONCERNING CENTERS AND SERVICES TO MEET SPECIAL NEEDS OF THE HANDICAPPED

SEC. 10. Part C of the Act is amended to read as follows:

"PART C—CENTERS AND SERVICES TO MEET SPECIAL NEEDS OF THE HANDICAPPED

"REGIONAL RESOURCE CENTERS

Operational costs.
20 USC 1421.

"SEC. 621. (a) The Secretary is authorized to make grants to, or to enter into contracts or cooperative agreements with, institutions of higher education, private nonprofit organizations, State educational agencies, or combinations of such agencies and institutions (which combinations may include one or more local educational agencies) within particular regions of the United States, to pay all or part of the cost of the establishment and operation of regional resource centers. Each regional resource center shall provide consultation, technical assistance, and training to State educational agencies and through such State agencies to local educational agencies. Each center established or operated under this section shall—

"(1) assist in identifying and solving persistent problems in providing quality special education and related services for handicapped children and youth;

"(2) assist in developing, identifying, and replicating successful programs and practices which will improve special education and related services to handicapped children and youth and their families;

"(3) gather and disseminate information to all State educational agencies within the region and coordinate activities with other centers assisted under this section and other relevant projects conducted by the Department of Education; and

"(4) assist in the improvement of information dissemination to and training activities for professionals and parents of handicapped children.

"(b) In determining whether to approve an application for a project under this section, the Secretary shall consider the need for such a center in the region to be served by the applicant and the capability of the applicant to fulfill the responsibilities under subsection (a).

Report to Congress.

"(c) Each regional resource center shall report a summary of materials produced or developed and this information shall be included in the annual report to Congress required under section 618.

Ante, p. 1360.

"SERVICES FOR DEAF-BLIND CHILDREN AND YOUTH

Grants, cooperative agreements or contracts.
20 USC 1422.

"SEC. 622. (a)(1) The Secretary is authorized to make grants to, or to enter into cooperative agreements or contracts with, public or nonprofit private agencies, institutions, or organizations to assist State educational agencies to—

"(A) assure deaf-blind children and youth provision of special education and related services as well as vocational and transitional services; and

"(B) make available to deaf-blind youth upon attaining the age of twenty-two, programs and services to facilitate their transition from educational to other services.

"(2) A grant, cooperative agreement, or contract pursuant to paragraph (1)(A) may be made only for programs providing (A) technical assistance to agencies, institutions, or organizations providing educational services to deaf-blind children or youth; (B) preservice or inservice training to paraprofessionals, professionals, or related services personnel preparing to serve, or serving, deaf-blind children or youth; (C) replication of successful innovative approaches to providing educational or related services to deaf-blind children and youth; and (D) facilitation of parental involvement in the education of their deaf-blind children and youth. Such programs may include—

"(i) the diagnosis and educational evaluation of children and youth at risk of being certified deaf-blind;

"(ii) programs of adjustment, education, and orientation for deaf-blind children and youth; and

"(iii) consultative, counseling, and training services for the families of deaf-blind children and youth.

"(3) A grant, cooperative agreement, or contract pursuant to paragraph (1)(B) may be made only for programs providing (A) technical assistance to agencies, institutions, and organizations serving, or proposing to serve, deaf-blind individuals who have attained age twenty-two years; (B) training or inservice training to paraprofessionals or professionals serving, or preparing to serve, such individuals; and (C) assistance in the development or replication of successful innovative approaches to providing rehabilitative, semisupervised, or independent living programs.

"(4) In carrying out this subsection, the Secretary shall take into consideration the need for a center for deaf-blind children and youth in light of the general availability and quality of existing services for such children and youth in the part of the country involved.

"(b) The Secretary is also authorized to enter into a limited number of cooperative agreements or contracts to establish and support regional programs for the provision of technical assistance in the education of deaf-blind children and youth.

Report to Secretary.

"(c)(1) Programs supported under this section shall report annually to the Secretary on (A) the numbers of deaf-blind children and youth served by age, severity, and nature of deaf-blindness; (B) the number of paraprofessionals, professionals, and family members directly served by each activity; and (C) the types of services provided.

20 USC 1411.

20 USC 2771.

20 USC 3801 *et seq.*

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"(2) The Secretary shall examine the number of deaf-blind children and youth (A) reported under subparagraph (c)(1)(A) and by the States; (B) served by the programs under part B of this Act and subpart 2 of part B, title I, of the Elementary and Secondary Education Act of 1965 (as modified by chapter 1 of the Education Consolidation and Improvement Act of 1981); and (C) the Deaf-Blind Registry of each State. The Secretary shall revise the count of deaf-blind children and youth to reflect the most accurate count.

Report.
Ante, p. 1360.

"(3) The Secretary shall summarize these data for submission in the annual report required under section 618.

"(d) The Secretary shall disseminate materials and information concerning effective practices in working with deaf-blind children and youth.

"EARLY EDUCATION FOR HANDICAPPED CHILDREN

Contract, grant, or agreement.
20 USC 1423.

"SEC. 623. (a)(1) The Secretary is authorized to arrange by contract, grant, or cooperative agreement with appropriate public agencies and private nonprofit organizations, for the development and operation of programs of experimental preschool and early education for handicapped children which the Secretary determines show promise of promoting a comprehensive and strengthened approach to the special problems of such children. Such programs shall include activities and services designed to (1) facilitate the intellectual, emotional, physical, mental, social, and language development of such children; (2) encourage the participation of the parents of such children in the development and operation of any such program; and (3) acquaint the community to be served by any such program with the problems and potentialities of such children.

"(2) Programs authorized by this subsection shall be coordinated with similar programs in the schools operated or supported by State or local educational agencies of the community to be served.

"(3) As much as is feasible, such programs shall be geographically dispersed throughout the Nation in urban as well as rural areas.

Payment.

"(4) No arrangement pursuant to this subsection shall provide for the payment of more than 90 per centum of the total annual costs of development, operation, and evaluation of any program. Non-Federal contributions may be in cash or in kind, fairly evaluated, including, but not limited to, plant, equipment, and services.

"(5) For purposes of this subsection the term 'handicapped children' includes children from birth through eight years of age.

"Handicapped children."

"(b)(1) Subject to paragraph (2), the Secretary is authorized to make a grant to each State through the State educational agency or other State agency to assist such State agency in planning, developing, and implementing a comprehensive delivery system for the provision of special education and related services to handicapped children from birth through five years of age.

Types of grants.

"(2) The Secretary shall make one of the following types of grants (authorized under paragraph (1)) to any State which submits an application which meets the requirements of this subsection:

"(A) PLANNING GRANT.—A grant for a maximum of two years for the purpose of assessing needs within the State and establishing a procedure and design for the development of a State plan which includes parent participation and training of professionals and others.

"(B) DEVELOPMENT GRANT.—A grant for a maximum of three years for the purpose of developing a comprehensive State plan, and gaining approval of this plan from the State Board of Education, the Commissioner of Education, or other designated official of the appropriate State agency.

"(C) IMPLEMENTATION GRANT.—A grant for a maximum of three years for the purpose of implementing and evaluating the comprehensive State plan. A State must apply for annual renewal of such grant.

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Application submittal.

"(3) Each State educational agency or other State agency desiring to receive a grant under this subsection shall submit an application at such time, in such manner, and accompanied by such information as the Secretary considers necessary. Each such application shall contain assurances and evidence that:

"(A) The State agency receiving the grant will coordinate with other appropriate State agencies (including the State educational agency) in carrying out the grant.

"(B) The State plan will address the special education and related service needs of all handicapped children from birth through five years of age with special emphasis on children who are often not identified and children who are not now served.

"(C) The State plan will be closely coordinated with child-find efforts under section 612(2)(C) and with preschool incentive grant activities under section 619 of this Act.

20 USC 1412.
20 USC 1419.

"(4) The Secretary shall include in the annual report under section 618 of this Act the following:

Ante, p. 1360.

"(A) The States and State agencies receiving grants under this subsection and the types of grants received.

"(B) A description of the activities in each State being undertaken through grants under this subsection.

Special education and services, status.

"(C) Beginning in 1986, in consultation with the National Council for the Handicapped and the National Advisory Committee on the Education of Handicapped Children and Youth, a description of the status of special education and related services to handicapped children from birth through five years of age (including those receiving services through Head Start, Developmental Disabilities Program, Crippled Children's Services, Mental Health/Mental Retardation Agency, and State child-development centers and private agencies under contract with local schools).

"(c)(1) Not less than 30 per centum of the funds made available in any year for the purposes of this section may be used for purposes of subsection (b).

"(2) Not less than 10 per centum of the funds made available in any year for the purposes of subsection (b) shall be available for the provision of training and technical assistance to States preparing to receive or receiving grants under this section.

"RESEARCH, INNOVATION, TRAINING, AND DISSEMINATION ACTIVITIES IN CONNECTION WITH CENTERS AND SERVICES FOR THE HANDICAPPED

Grants, contracts, or agreements. 20 USC 1424.

"SEC. 624. (a) The Secretary is authorized to make grants to, or to enter into contracts or cooperative agreements with such organizations or institutions, as are determined by the Secretary to be appropriate, consistent with the purposes of this part, for—

"(1) research to identify and meet the full range of special needs of handicapped children and youth;

"(2) the development or demonstration of new, or improvements in existing, methods, approaches, or techniques which would contribute to the adjustment and education of handicapped children and youth;

"(3) training of personnel for programs specifically designed for handicapped children; and

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"(4) dissemination of materials and information about practices found effective in working with such children and youth.

"(b) In making grants and contracts under this section, the Secretary shall ensure that the activities funded under such grants and contracts will be coordinated with similar activities funded from grants and contracts under other sections of this Act.

"(c) In carrying out the provisions of this section the Secretary is authorized to address the needs of the severely handicapped.

"POSTSECONDARY EDUCATION PROGRAMS

Grants or contracts. 20 USC 1424a.

"SEC. 625. (a)(1) The Secretary is authorized to make grants to or enter into contracts with State educational agencies, institutions of higher education, junior and community colleges, vocational and technical institutions, and other appropriate nonprofit educational agencies for the development, operation, and dissemination of specially designed model programs of postsecondary, vocational, technical, continuing, or adult education for handicapped individuals.

"(2) In making grants or contracts on a competitive basis under this section, the Secretary shall give priority consideration to the four regional centers for the deaf and to model programs for individuals with handicapping conditions other than deafness—

"(A) for developing and adapting programs of postsecondary, vocational, technical, continuing, or adult education to meet the special needs of handicapped individuals; and

"(B) for programs that coordinate, facilitate, and encourage education of handicapped individuals with their nonhandicapped peers.

"(3) Of the sums made available for programs under this section, not less than $2,000,000 shall first be available for the four regional centers for the deaf.

"Handicapped individuals."

"(b) For the purposes of this section the term 'handicapped individuals' means individuals who are mentally retarded, hard of hearing, deaf, speech or language impaired, visually handicapped, seriously emotionally disturbed, orthopedically impaired, or other health impaired individuals, or individuals with specific learning disabilities who by reason thereof require special education and related services.

"SECONDARY EDUCATION AND TRANSITIONAL SERVICES FOR HANDICAPPED YOUTH

Grants or contracts. 20 USC 1425.

"SEC. 626. (a) The Secretary is authorized to make grants to, or enter into contracts with, institutions of higher education, State educational agencies, local educational agencies, or other appropriate public and private nonprofit institutions or agencies (including the State job training coordinating councils and service delivery area administrative entities established under the Job Training Partnership Act (Public Law 97-300)) to—

96 Stat. 1322. 29 USC 1501 note.

"(1) strengthen and coordinate education, training, and related services for handicapped youth to assist in the transitional process to postsecondary education, vocational training, competitive employment, continuing education, or adult services; and

"(2) stimulate the improvement and development of programs for secondary special education.

"(b) Projects assisted under this section may include— 97 STAT. 1368

"(1) developing strategies and techniques for transition to independent living, vocational training, postsecondary education, and competitive employment for handicapped youth;

"(2) establishing demonstration models for services and programs which emphasize vocational training, transitional services, and placement for handicapped youth;

"(3) conducting demographic studies which provide information on the numbers, age levels, types of handicapping conditions, and services required for handicapped youth in need of transitional programs;

"(4) specially designed vocational programs to increase the potential for competitive employment for handicapped youth;

"(5) research and development projects for exemplary service delivery models and the replication and dissemination of successful models;

"(6) initiating cooperative models between educational agencies and adult service agencies, including vocational rehabilitation, mental health, mental retardation, public employment, and employers, which facilitate the planning and developing of transitional services for handicapped youth to postsecondary education, vocational training, employment, continuing education, and adult services; and

"(7) developing appropriate procedures for evaluating vocational training, placement, and transitional services for handicapped youth.

"(c) For purposes of subsections (b)(1) and (b)(2), if an applicant is not an educational agency, such applicant shall coordinate with the State educational agency.

"(d) Projects funded under this section shall to the extent appropriate provide for the direct participation of handicapped students and the parents of handicapped students in the planning, development, and implementation of such projects.

"(e) The Secretary, as appropriate, shall coordinate programs described under this section with projects developed under section 311 of the Rehabilitation Act of 1973. 29 USC 777a.

"PROGRAM EVALUATIONS

"SEC. 627. The Secretary shall conduct, either directly or by contract, a thorough and continuing evaluation of the effectiveness of each program assisted under this part. Results of the evaluations shall be analyzed and submitted to the appropriate committees of each House of Congress together with the annual report under section 618. 20 USC 1426. Submittal to Congress. *Ante*, p. 1360.

"AUTHORIZATION OF APPROPRIATIONS

"SEC. 628. (a) There are authorized to be appropriated to carry out the provisions of section 621, $5,700,000 for fiscal year 1984, $6,000,000 for fiscal year 1985, and $6,300,000 for fiscal year 1986. 20 USC 1427. *Ante*, p. 1363.

"(b) There are authorized to be appropriated to carry out the provisions of section 622, $15,000,000 for fiscal year 1984, and for each of the two succeeding fiscal years. *Ante*, p. 1364.

"(c) There are authorized to be appropriated to carry out the provisions of section 623, $26,000,000 for fiscal year 1984, $27,100,000 for fiscal year 1985, and $28,300,000 for fiscal year 1986. *Ante*, p. 1365.

"(d) There are authorized to be appropriated to carry out the provisions of subsection (c) of section 624, $5,000,000 for fiscal year 1984, $5,300,000 for fiscal year 1985, and $5,600,000 for fiscal year 1986. *Ante*, p. 1366. 97 STAT. 1369 "(e) There are authorized to be appropriated to carry out the provisions of section 625, $5,000,000 for fiscal year 1984, $5,300,000 for fiscal year 1985, and $5,500,000 for fiscal year 1986. *Ante*, p. 1367.

"(f) There are authorized to be appropriated to carry out the provisions of section 626, $6,000,000 for fiscal year 1984, $6,330,000 for fiscal year 1985, and $6,660,000 for fiscal year 1986.". *Ante*, p. 1367.

AMENDMENTS CONCERNING TRAINING PERSONNEL FOR THE EDUCATION OF THE HANDICAPPED

SEC. 11. Part D of the Act is amended to read as follows:

"PART D—TRAINING PERSONNEL FOR THE EDUCATION OF THE HANDICAPPED

"GRANTS FOR PERSONNEL TRAINING

"SEC. 631. (a)(1) The Secretary is authorized to make grants, which may include scholarships with necessary stipends and allowances, to institutions of higher education (including the university-affiliated facilities program under the Rehabilitation Act of 1973 and the satellite network of the developmental disabilities program) and other appropriate nonprofit agencies to assist them in training personnel for careers in special education including— 20 USC 1431. 29 USC 701 note.

"(A) special education teaching, including speech, language, and hearing impaired, and adaptive physical education;

"(B) related services to handicapped children and youth in educational settings;

"(C) special education supervision and administration;

"(D) special education research; and

"(E) training of special education personnel and other personnel providing special services.

"(2) The Secretary shall ensure that grants awarded to applicant institutions and agencies under this subsection meet State and professionally recognized standards for the training of special education and related services personnel.

"(3) Grants under this subsection may be used by such institutions to assist in covering the cost of courses of training or study for such personnel and for establishing and maintaining fellowships or traineeships with such stipends and allowances as may be determined by the Secretary.

"(4) The Secretary in carrying out the purposes of this subsection may reserve a sum not to exceed 5 per centum of the amount available for this subsection in each fiscal year for contracts to prepare personnel in areas where shortages exist, when a response to that need has not been adequately addressed by the grant process.

"(b) The Secretary is authorized to make grants to institutions of higher education and other appropriate nonprofit agencies to conduct special projects to develop and demonstrate new approaches for the preservice training purposes set forth in subsection (a), for regular educators, and for the inservice training of special education personnel, including classroom aides, related services personnel, and regular education personnel who serve handicapped children.

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"(c)(1) The Secretary is authorized to make grants through a separate competition to private nonprofit organizations for the purpose of providing training and information to parents of handicapped children and volunteers who work with parents to enable such individuals to participate more effectively with professionals in meeting the educational needs of handicapped children. Such grants shall be designed to meet the unique training and information needs of parents of handicapped children, including those who are members of groups that have been traditionally underrepresented, living in the area to be served by the grant.

"(2) In order to receive a grant under this subsection a private nonprofit organization shall—

"(A) be governed by a board of directors on which a majority of the members are parents of handicapped children and which includes members who are professionals in the field of special education and related services who serve handicapped children and youth; or if the nonprofit private organization does not have such a board, such organization shall have a membership which represents the interests of individuals with handicapping conditions, and shall establish a special governing committee on which a majority of the members are parents of handicapped children and which includes members who are professionals in the fields of special education and related services, to operate the training and information program under this subsection;

"(B) serve the parents of children with the full range of handicapping conditions under such grant program; and

"(C) demonstrate the capacity and expertise to conduct effectively the training and information activities authorized under this subsection.

Quarterly review

"(3) The board of directors or special governing committee of a private nonprofit organization receiving a grant under this subsection shall meet at least once in each calendar quarter to review such parent training and information activities, and each such committee shall advise the governing board directly of its views and recommendations. Whenever a private nonprofit organization requests the renewal of a grant under this subsection, the board of directors or the special governing committee shall submit to the Secretary a written review of the parent training and information program conducted by that private nonprofit organization during the preceding fiscal year.

Review, submittal to Secretary.

"(4) The Secretary shall ensure that grants under this subsection will—

"(A) be distributed geographically to the greatest extent possible throughout all the States; and

"(B) be targeted to parents of handicapped children in both urban and rural areas, or on a State, or regional basis.

"(5) Parent training and information programs assisted under this subsection shall assist parents to—

"(A) better understand the nature and needs of the handicapping conditions of their child;

"(B) provide followup support for their handicapped child's educational programs;

"(C) communicate more effectively with special and regular educators, administrators, related services personnel, and other relevant professionals;

"(D) participate in educational decisionmaking processes including the development of their handicapped child's individualized educational program;

"(E) obtain information about the programs, services, and resources available to their handicapped child, and the degree to which the programs, services, and resources are appropriate; and

"(F) understand the provisions for the education of handicapped children as specified under part B of this Act.

20 USC 1411.

"(6) Each private nonprofit organization operating a program receiving assistance under this subsection shall consult with appropriate agencies which serve or assist handicapped children and youth and are located in the jurisdictions served by the program.

"(7) The Secretary shall provide technical assistance, by grant or contract, for establishing, developing, and coordinating parent training and information programs.

"GRANTS TO STATE EDUCATIONAL AGENCIES FOR TRAINEESHIPS

20 USC 1432.

"SEC. 632. The Secretary shall make grants to State educational agencies to assist them in establishing and maintaining, directly or through grants to institutions of higher education, programs for the preservice and inservice training of teachers of handicapped children, or supervisors of such teachers.

"GRANTS TO IMPROVE RECRUITMENT OF EDUCATIONAL PERSONNEL AND DISSEMINATION OF INFORMATION CONCERNING EDUCATIONAL OPPORTUNITIES FOR THE HANDICAPPED

20 USC 1433.

"SEC. 633. (a) The Secretary is authorized to make a grant to or enter into a contract with a public agency or a nonprofit private organization or institution for a national clearinghouse on the education of the handicapped and to make grants or contracts with a public agency or a nonprofit private organization or institution for other support projects which may be deemed necessary by the Secretary to achieve the following objectives:

"(1) to disseminate information and provide technical assistance on a national basis to parents, professionals, and other interested parties concerning—

"(A) programs relating to the education of the handicapped under this Act and under other Federal laws; and

"(B) participation in such programs, including referral of individuals to appropriate national, State, and local agencies and organizations for further assistance;

"(2) to encourage students and professional personnel to seek and obtain careers and employment in the various fields relating to the education of handicapped children and youth; and

"(3) to provide information on available services and programs in postsecondary education for the handicapped.

"(b) In addition to the clearinghouse established under subsection (a), the Secretary shall make a grant or enter into a contract for a national clearinghouse on postsecondary education for handicapped individuals for the purpose of providing information on available services and programs in postsecondary education for the handicapped.

"(c)(1) In awarding the grants and contracts under this section, the Secretary shall give particular attention to any demonstrated experience at the national level relevant to performance of the functions established in this section, and ability to conduct such projects, communicate with the intended consumers of information, and maintain the necessary communication with other agencies and organizations.

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"(2) The Secretary is authorized to make contracts with profit-making organizations under this section only when necessary for materials or media access.

"REPORTS TO THE SECRETARY

20 USC 1434.

"SEC. 634. (a) Not more than sixty days after the end of any fiscal year, each recipient of a grant or contract under this part during such fiscal year shall prepare and submit a report to the Secretary. Each such report shall be in such form and detail as the Secretary determines to be appropriate, and shall include—

"(1) the number of individuals trained under the grant or contract, by category of training and level of training; and

"(2) the number of individuals trained under the grant or contract receiving degrees and certification, by category and level of training.

"(b) A summary of the data required by this section shall be included in the annual report of the Secretary under section 618 of this Act.

Ante, p. 1360.

"AUTHORIZATION OF APPROPRIATIONS

20 USC 1435.
Ante, p. 1371.

"SEC. 635. (a) There are authorized to be appropriated to carry out the provisions of this part (other than section 633) $58,000,000 for fiscal year 1984, $61,150,000 for fiscal year 1985, and $64,370,000 for fiscal year 1986. There are authorized to be appropriated to carry out the provisions of section 633, $1,000,000 for fiscal year 1984, $1,050,000 for fiscal year 1985, and $1,110,000 for fiscal year 1986.

"(b) Of the funds appropriated pursuant to subsection (a) for any fiscal year, the Secretary shall reserve 10 per centum for activities under section 631(c).".

Ante, p. 1369.

AMENDMENTS RELATED TO RESEARCH IN THE EDUCATION OF THE HANDICAPPED

SEC. 12. Part E of the Act is amended to read as follows:

"PART E—RESEARCH IN THE EDUCATION OF THE HANDICAPPED

"RESEARCH AND DEMONSTRATION PROJECTS IN EDUCATION OF HANDICAPPED CHILDREN

Grants, contracts, or cooperative agreements.
20 USC 1441.

"SEC. 641. (a) The Secretary is authorized to make grants to, or enter into contracts or cooperative agreements with, State and local educational agencies, institutions of higher education, and other public agencies and nonprofit private organizations for research and related activities, to assist special education personnel, related services personnel, and other appropriate persons, including parents, in improving the education and related services for handicapped children and youth and to conduct research, surveys, or demonstrations relating to the education of handicapped children and youth. Research and related activities shall be designed to increase knowledge and understanding of handicapping conditions and teaching, learning, and education-related practices and services for handicapped children and youth. Research and related activities assisted under this section shall include, but not be limited to, the following:

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"(1) The development of new and improved techniques and devices for teaching handicapped children and youth.

"(2) The development of curricula which meet the unique educational needs of handicapped children and youth.

"(3) The application of new technologies and knowledge for the purpose of improving the instruction of handicapped children and youth.

"(4) The development of program models and exemplary practices in areas of special education.

"(5) The dissemination of information on research and related activities conducted under this part to interested individuals and organizations.

"(b) In carrying out this section the Secretary shall consider the special education experience of the applicant and the ability of the applicant to disseminate the findings of any grant or contract.

Publications in Federal Register.

Public comments and suggestions.

"(c) The Secretary shall publish proposed research priorities in the Federal Register every two years, not later than July 1, and shall allow a period of sixty days for public comments and suggestions. After analyzing and considering the public comments, the Secretary shall publish final research priorities in the Federal Register not later than thirty days after the close of the comment period.

Index.

Ante, p. 1360.
Public availability.

"(d) The Secretary shall provide an index (including the title of each research project and the name and address of the researching organization) of all research projects conducted in the prior fiscal year in the annual report described under section 618. The Secretary shall make reports of research projects available to the education community at large and to other interested parties.

"(e) The Secretary shall coordinate the research priorities established under this section with research priorities established by the National Institute of Handicapped Research and shall provide information concerning research priorities established under this section to the National Council on the Handicapped and to the National Advisory Committee on the Education of Handicapped Children.

"RESEARCH AND DEMONSTRATION PROJECTS IN PHYSICAL EDUCATION AND RECREATION FOR HANDICAPPED CHILDREN

Grants and contracts. 20 USC 1442.

"SEC. 642. The Secretary is authorized to make grants to States, State or local educational agencies, institutions of higher education, and other public or nonprofit private educational or research agencies and organizations, and to make contracts with States, State or local educational agencies, institutions of higher education, and other public or private educational or research agencies and organizations, for research and related purposes relating to physical education or recreation for handicapped children, and to conduct research, surveys, or demonstrations relating to physical education or recreation for handicapped children.

"PANELS OF EXPERTS

20 USC 1443.

"SEC. 643. The Secretary shall from time to time appoint panels of experts who are competent to evaluate various types of proposals for projects under parts C, D, E, and F, and shall secure the advice and recommendations of one such panel before making any grant or contract under parts C, D, E, and F of this Act. The panels shall be composed of—

Ante, pp. 1363–1373; *post*, p. 1374; 20 USC 1451.

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"(1) individuals from the field of special education for the handicapped and other relevant disciplines who have significant expertise and experience in the content areas and age levels addressed in the proposals; and

"(2) handicapped individuals and parents of handicapped individuals when appropriate.

"AUTHORIZATION OF APPROPRIATIONS

20 USC 1444.

"SEC. 644. For purposes of carrying out this part, there are authorized to be appropriated $20,000,000 for fiscal year 1984, $21,100,000 for fiscal year 1985, and $22,200,000 for fiscal year 1986.".

AUTHORIZATION OF APPROPRIATIONS FOR INSTRUCTIONAL MEDIA

20 USC 1454.

SEC. 13. Section 654 of the Act is amended to read as follows:

"AUTHORIZATION OF APPROPRIATIONS

"SEC. 654. For the purposes of carrying out this part, there are authorized to be appropriated $19,000,000 for fiscal year 1984, $20,000,000 for fiscal year 1985, and $21,100,000 for fiscal year 1986.".

REPEALERS

20 USC 1461.

SEC. 14. Part G of the Act is repealed.

TECHNICAL AND CONFORMING AMENDMENTS

20 USC 1411.

SEC. 15. Section 611(e) and section 611(a)(2) of the Act are amended by inserting "the Northern Mariana Islands," after "the Virgin Islands,".

AMENDMENTS TO THE OMNIBUS BUDGET RECONCILIATION ACT OF 1981

SEC. 16. (a) Section 602(a)(1) of the Omnibus Budget Reconciliation Act of 1981 is amended by striking out "each of the fiscal years 1983 and 1984" and inserting in lieu thereof "the fiscal year 1983, and $1,071,850,000 for the fiscal year 1984".

20 USC 1411 note.

(b) Section 605 of such Act is amended by striking out ", 1983, and 1984" and inserting in lieu thereof "and 1983, and $5,500,000 for fiscal year 1984".

20 USC 101 note.

(c) Section 605(b) of such Act is amended by striking out ", 1983, and 1984" and inserting in lieu thereof "and 1983, and $56,000,000 for the fiscal year 1984".

95 Stat. 485.

(d) Section 605(c) of such Act is amended by striking out ", 1983, and 1984" and inserting in lieu thereof "and 1983, and $28,000,000 for the fiscal year 1984". 20 USC 681 note.

SPECIAL STUDY ON TERMINOLOGY

SEC. 17. (a)(1) The Secretary of Education shall either directly or by grant or contract, conduct a review and evaluation of the term "behaviorally disordered" as the use of such term relates to handicapped children, as defined in section 602(a)(1) of the Education of the Handicapped Act. *Ante*, p. 1357.

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(2) The review and evaluation under this section shall involve the active participation of the parents of handicapped children.

Report to Congress.

(b)(1) Not later than six months after the date of the enactment of this Act, the Secretary shall submit to the Congress, for referral to the Committee on Education and Labor of the House of Representatives and the Committee on Labor and Human Resources of the Senate, a report of the review and evaluation required by this section, together with a detailed proposal for any legislation necessary to implement the recommendations of such review and evaluation.

Contents.

(2) The report required under paragraph (1) shall include—

(A) the number of seriously emotionally disturbed children currently being served under the Education of the Handicapped Act, and the anticipated number of children and youth (by type of condition) in special and regular education who would be served under the Education of the Handicapped Act if the definition is changed; 20 USC 1400.

(B) how the population of children currently served under such Act as "seriously emotionally disturbed" may be changed (particularly in terms of the severity of disability) if the term "behaviorally disordered" is substituted for the term "seriously emotionally disturbed";

(C) how a change in terminology will impact on the identification, assessment, types of special education and related services provided, and the availability of such services, if the change in terminology is made;

(D) how the settings in which special education and related services are provided may change if the change in terminology is made;

(E) how the change in terminology may affect the attitudes of, and the relationships among, parents, professionals, and children and youth;

(F) how the change in terminology will impact upon the training of professional personnel providing services under such Act; and

(G) a number of examples of seriously emotionally disturbed children who are currently effectively and ineffectively served.

(c) The Secretary is authorized to use funds appropriated for purposes of part E of the Education of the Handicapped Act to carry out the purposes of this section. *Ante*, p. 1372.

Effective date.

SEC. 18. (a) Except as provided in subsection (b), the provisions of this Act shall take effect on the date of enactment of this Act.

20 USC 1401 note. *Ante*, pp. 1363–1374.

(b)(1) To the extent that the amendments made by this Act to parts C, D, E, and G of the Education of the Handicapped Act prohibit or limit the use of funds, such amendments shall apply only to funds obligated after the date of enactment of this Act.

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Financial assistance regulations. 20 USC 1400.

(2) As determined necessary by the Secretary of Education for purposes of providing services under the Education of the Handicapped Act pending the issuance of regulations implementing the amendments made by this Act, the Secretary shall provide financial assistance under parts C, D, E, and G of the Act as in effect on the day before the date of enactment of this Act until issuance of such regulations or March 1, 1984, whichever is earlier. *Ante*, pp. 1363–1374.

AUTHORIZATION OF APPROPRIATIONS FOR STATE GRANTS UNDER THE REHABILITATION ACT OF 1973

29 USC 730.
29 USC 720.

SEC. 19. (a) For the purpose of making State grants under part B of section 100(b)(1) of the Rehabilitation Act of 1973 (hereinafter in this section referred to as "the Act") $1,037,800,000 are authorized to be appropriated for fiscal year 1984, and the amount determined under section 100(c) of the Act for each of the fiscal years 1985 and 1986.

(b)(1) There are also authorized to be appropriated for the purpose of section 100(b)(1) of the Act such additional sums as may be necessary for each of the fiscal years 1984, 1985, and 1986. Any amount appropriated pursuant to this subparagraph shall be allocated in accordance with paragraph (2).

29 USC 730.

(2) For any fiscal year for which an amount is appropriated pursuant to paragraph (1), each State shall receive an additional allocation which bears the same ratio to the additional amount appropriated as that State's allotment under section 110 of the Act bears to the total amount allotted pursuant to such section.

AUTHORIZATIONS OF APPROPRIATIONS FOR DISCRETIONARY PROGRAMS UNDER THE REHABILITATION ACT OF 1973

29 USC 732.

SEC. 20. (a) For the purpose of allotments under section 112 of the Rehabilitation Act of 1973 (hereinafter in this section referred to as "the Act") there are authorized to be appropriated $3,500,000 for fiscal year 1984.

29 USC 750.
29 USC 720.

(b) For the purpose of making grants to Indian tribes under part D of title I of the Act, there are authorized to be appropriated for fiscal year 1984 such sums as may be necessary, not to exceed 1 percent of the amount appropriated pursuant to section 100(b)(1) of the Act.

29 USC 761.

(c) For the purposes of section 201(a)(2) of the Act there are authorized to be appropriated $36,000,000 for fiscal year 1984.

29 USC 774.

(d) For the purposes of section 304 of the Act there are authorized to be appropriated $22,000,000 for fiscal year 1984.

29 USC 777.

(e) For the purposes of section 310(a) of the Act there are authorized to be appropriated $12,900,000 for fiscal year 1984.

29 USC 777c.

(f) For the purpose of section 313(e) of the Act there are authorized to be appropriated $3,700,000 for fiscal year 1984.

29 USC 777f.

(g) For the purposes of section 316 of the Act there are authorized to be appropriated $2,000,000 for fiscal year 1984.

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29 USC 792.

(h) For the purposes of section 502 of the Act there are authorized to be appropriated $3,000,000 for fiscal year 1984.

29 USC 795g.

(i) For the purposes of section 621 of the Act there are authorized to be appropriated $13,000,000 for fiscal year 1984.

29 USC 796i.

(j) For the purposes of section 731 (the second place it appears) in the Act, $21,000,000 is authorized to be appropriated for fiscal year 1984.

Approved December 2, 1983.

LEGISLATIVE HISTORY—S. 1341 (H.R. 3435):

HOUSE REPORT No. 98-410 accompanying H.R. 3435 (Comm. on Education and Labor).
SENATE REPORT No. 98-191 (Comm. on Labor and Human Resources).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 27, considered and passed House.
Nov. 17, H.R. 3435 considered and passed House; S. 1341, amended, passed in lieu.
Nov. 18, Senate concurred in House amendment.

LEGISLATIVE BRANCH ACTS

Public Law 98-101
98th Congress

An Act

To provide for the establishment of a Commission on the Bicentennial of the Constitution.

Sept. 29, 1983
[S. 118]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is established a Commission on the Bicentennial of the United States Constitution, hereinafter referred to as the "Commission".

Commission on the Bicentennial of the Constitution.
Establishment.

FINDINGS

SEC. 2. The Congress finds that—

(1) the bicentennial of the Constitutional Convention's adoption of the Constitution occurs on September 17, 1987;

(2) the Constitution enunciates the limitations on government, the inalienable rights, and the timeless principles of individual liberty and responsibility, and equality before law, for the people of the United States of America;

(3) this document has set an enduring example of representative democracy for the world; and

(4) the maintenance of the common principles that animate our Republic depend upon a knowledge and understanding of their roots and origins.

PURPOSE

SEC. 3. It is the purpose of this Act to establish a Commission to promote and coordinate activities to commemorate the bicentennial of the Constitution.

MEMBERSHIP

SEC. 4. (a) The Commission shall be composed of twenty-three members as follows:

(1) twenty members appointed by the President, four of whom shall be appointed from among the recommendations made by the Speaker of the House of Representatives (in consultation with the minority leader of the House of Representatives), four of whom shall be appointed from among the recommendations made by the President pro tempore of the Senate, in consultation with the majority leader and minority leader of the Senate, and four of whom shall be appointed from among the recommendations made by the Chief Justice of the United States;

(2) the Chief Justice of the United States, or his designee;

(3) the President pro tempore of the Senate, or his designee; and

(4) the Speaker of the House of Representatives, or his designee.

(b) Each of the individuals making recommendations to the President regarding appointments shall seek to achieve a balanced membership representing, to the maximum extent practicable, the Nation as a whole. The Commission members shall be chosen from among individuals who have demonstrated scholarship, a strong sense of public service, expertise in the learned professions, and

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abilities likely to contribute to the fulfillment of the duties of the Commission.

(c) Members of the Commission shall be appointed for the life of the Commission.

(d) One of the members shall be designated as Chairman by, and shall serve in the position of Chairman at the pleasure of, the President.

(e) Twelve members of the Commission shall constitute a quorum, but a lesser number may conduct meetings.

Vacancy.

(f) A vacancy in the Commission resulting from the death or resignation of a member shall not affect its powers, and shall be filled in the same manner in which the original appointment was made.

ADMINISTRATIVE PROVISIONS AND POWERS

Pay rate.

SEC. 5. (a) The Commission shall appoint a staff director who shall be paid at a rate not to exceed the rate of basic pay provided for level I of the Executive Schedule pursuant to section 5312 of title 5, United States Code.

5 USC 5101 *et seq.*
5 USC 5331.

(b) The Commission is authorized to appoint and fix the compensation, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to chaper 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, of such additional publicly paid personnel up to five persons, as the Chairman finds necessary to carry out the purposes of this title. Such personnel shall be compensated at a rate not to exceed a rate equal to the maximum rate of pay for GS–18 of the General Schedule under section 5332 of title 5, United States Code.

(c) Subject to the provisions of this subsection, the Commission may appoint and fix the pay of such additional personnel to be paid out of private donations. An individual appointed to a position funded in such manner shall be so designated at the time of such individual's appointment. The Chairman may appoint such additional personnel as he deems appropriate, not to exceed forty staff members.

Compensation and reimbursement.

(d) Each member of the Commission shall serve without being compensated as a member of such Commission, except that each member shall be reimbursed for travel, subsistence, and other necessary expenses incurred by them in the performance of their duties.

Detailed Federal agency personnel.

(e)(1) Upon request of the Commission, the head of any Federal agency may detail any of the personnel of such agency to the Commission to assist the Commission in carrying out its duties under this Act. Details under this subsection shall be without reimbursement by the Commission to the agency from which the employee concerned was detailed.

(2) The Commission may accept the services of not to exceed twenty employees under this subsection at any time.

(f) The Commission is authorized to procure supplies, services, and property, and make contracts, in any fiscal year, only to such extent or in such amounts as are provided in appropriation Acts or are donated pursuant to subsection (h) of this section.

(g) The Commission is authorized to enter into agreements with the General Services Administration for procurement of necessary

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financial and administrative services, for which payment shall be made by reimbursement from funds of the Commission in such amounts as may be agreed upon by the Chairman and the Administrator of the General Services Administration.

Donations.

(h)(1) The Commission is authorized to accept, use, solicit, and dispose of donations of money, property, or personal services.

Regulations.

(2) The Commission shall prescribe regulations under which the Commission may accept donations of money, property, or personal services, except that under such regulations, the Commission may not accept donations—

(A) the value of which exceeds $25,000 annually, in the case of donations from an individual; or

(B) the value of which exceeds $100,000 annually, in the case of donations from a corporation, partnership, or other business organization.

(3) The regulations prescribed under this subsection shall include procedures for determining the value of donations of property or personal services.

(4) The limitations set forth in this subsection shall not apply in the case of an organization if it is an organization described in section 501(c)(3) of the Internal Revenue Code of 1954 (26 U.S.C. 501(c)(3)), and exempt from taxation under section 501(a) of such Code.

(i) The Commission may use the United States mails in the same manner and under the same conditions as other departments and agencies of the United States.

Logo.
Rules, regulations, and prohibitions.

(j) The Commission shall have the authority to design and use a logo as the official emblem of the bicentennial. The Commission shall issue rules and regulations, including penalties for unauthorized use, regarding the use of such logo, except that under those regulations, the Commission shall be prohibited from selling, leasing, or otherwise granting to any corporation or private person the right to use the logo in connection with the production or manufacture of any commercial goods, as part of an advertisement promoting any commercial goods or services, or as part of an endorsement for any such goods or services.

DUTIES OF THE COMMISSION

SEC. 6. (a) The Commission shall—

(1) plan and develop activities appropriate to commemorate the bicentennial of the Constitution, including a limited number of projects to be undertaken by the Federal Government seeking to harmonize and balance the important goals of ceremony and celebration with the equally important goals of scholarship and education;

(2) encourage private organizations, and State and local governments to organize and participate in bicentennial activities commemorating or examining the drafting, ratification, and history of the Constitution and the specific features of the document;

(3) coordinate, generally, activities throughout all of the States; and

(4) serve as a clearinghouse for the collection and dissemination of information about bicentennial events and plans.

(b) In planning and implementing appropriate activities to commemorate the bicentennial, the Commission shall give due consideration to—

97 STAT. 722

(1) the historical setting in which the Constitution was developed and ratified, including such antecedents as the Federalist Papers, the Articles of the Confederation, and the ratification debates in the States;

(2) the contribution of diverse ethnic and racial groups;

(3) the relationship and historical development of the three branches of the Government;

(4) the importance of activities concerning the Constitution and citizenship education throughout all of the States regardless of when such State achieved statehood;

(5) the unique achievements and contributions of the participants in the Constitutional Convention of 1787 and the State ratification proceedings;

(6) the diverse legal and philosophical views regarding the Constitution;

(7) the need for reflection upon both academic and scholarly views of the Constitution and the principle that the document must be understood by the general public;

(8) the substantive provisions of the Constitution itself;

(9) the impact of the Constitution on American life and government;

(10) the need to encourage appropriate educational curriculums designed to educate students at all levels of learning on the drafting, ratification, and history of the Constitution and the specific provisions of that document; and

(11) the significance of the principles and institutions of the Constitution to other nations and their citizens.

Private and governmental organizations, assistance.

(c) The Commission shall seek the cooperation, advice, and assistance from both private and governmental agencies and organizations, including the National Endowment for the Arts, the National Endowment for the Humanities, the Library of Congress, the Smithsonian Institution, the National Archives, the Department of the Interior, State and local governments, learned societies, academic institutions, and historical, patriotic, philanthropic, civic, and professional groups, and bar associations.

(d) The Commission may, in carrying out the purposes of this Act, delegate authority to State advisory commissions to assist in implementing this Act.

Report to President, Congress, and Judicial Conference of U.S.

(e) Within two years after the date of enactment of this Act, the Commission shall submit to the President and each House of the Congress and the Judicial Conference of the United States a comprehensive report incorporating specific recommendations of the Commission for commemoration and coordination of the bicentennial and related activities. Such report shall include recommendations for publications, scholarly projects, conferences, programs, films, libraries, exhibits, ceremonies, and other projects, competitions and awards, and a calendar of major activities and events planned to commemorate specific historical dates. Each year after such comprehensive report, the Commission shall submit an annual report to the President, each House of the Congress, and the Judicial Conference until such Commission terminates.

TERMINATION

97 STAT. 723

SEC. 7. The Commission shall terminate on December 31, 1989.

AUTHORIZATION OF APPROPRIATIONS

SEC. 8. There are authorized to be appropriated to carry out the purposes of this Act $300,000 for fiscal year 1984 and such sums as may be necessary for the subsequent fiscal years through fiscal year 1989.

EFFECTIVE DATE

SEC. 9. This Act shall become effective on the date of enactment.

Approved September 29, 1983.

LEGISLATIVE HISTORY—S.118:

SENATE REPORT No. 98-68 (Comm. on the Judiciary).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  July 18, considered and passed Senate.
  Aug. 4, considered and passed House, amended.
  Sept. 14, Senate concurred in House amendments.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 39 (1983):
  Sept. 29, Presidential statement.

Public Law 98-157
98th Congress

An Act

To authorize rehabilitation of the Belle Fourche irrigation project, and for other purposes.

Nov. 17, 1983
[S. 448]

Belle Fourche irrigation project.

43 USC 391.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the general plan for the Belle Fourche project, South Dakota, heretofore authorized for construction by the Secretary of the Interior, May 10, 1904, pursuant to the Reclamation Act of 1902 (32 Stat. 388), is modified to include construction, betterment of works, water conservation, recreation, and fish and wildlife conservation and development. As so modified, the general plan is reauthorized under the designation "Belle Fourche unit" of the Pick-Sloan Missouri Basin program.

Contracts.

Sec. 2. (a) The Secretary of the Interior (hereinafter referred to as the "Secretary"), is authorized to negotiate and execute an amendatory repayment contract with the Belle Fourche irrigation district covering all lands of the existing Belle Fourche project. This contract shall replace all existing contracts between the Belle Fourche irrigation district and the United States.

Repayment period.

(b) The period of repayment of the construction and rehabilitation and betterment costs allocated to irrigation and assigned to be repaid by the irrigation water users shall be not more than forty years from and including the year in which such amendatory repayment contract is executed.

(c) During the period required to complete the rehabilitation and betterment program and other water conservation works, the rates of charge to land class in the unit shall continue to be as established in the November 29, 1949, repayment contract with the district, as subsequently amended and supplemented; thereafter, such rates of charge and assessable acreage shall be in accordance with the amortization capacity and classification of unit lands as then determined by the Secretary.

Sec. 3. (a) All miscellaneous net revenues of the Belle Fourche unit shall accrue to the United States and shall be applied against irrigation costs not assigned to be repaid by irrigation water users.

(b) Construction and rehabilitation and betterment costs of the Belle Fourche unit allocated to irrigation and not assigned to be repaid by the irrigation water users nor returned from miscellaneous net revenues of the unit shall be returnable from net revenues of the Pick-Sloan Missouri Basin program within fifty years from and including the year in which the amendatory contract authorized by this Act is executed.

Sec. 4. The provision of lands, facilities, and project modifications which furnish recreation and fish and wildlife benefits in connection with the Belle Fourche unit shall be in accordance with the Federal Water Project Recreation Act (79 Stat. 213), as amended.

16 USC 460*l*-12 note.

Sec. 5. Appropriations heretofore or hereafter made for carrying on the functions of the Bureau of Reclamation shall be available for credits, expenses, charges, and costs provided by or incurred under this Act. The Secretary is authorized to make such rules and regulations as are necessary to carry out the provisions of this Act.

97 STAT. 990

Contracts.

SEC. 6. The Secretary is authorized to amend existing contracts and enter into additional contracts as may be necessary to implement and facilitate any future agreement between the Belle Fourche irrigation district and non-Federal entities involving the sale of Belle Fourche project water for use by such non-Federal interest for other than irrigation purposes: *Provided*, That the net proceeds from such transactions between the Secretary, the Belle Fourche irrigation district, and such non-Federal interest shall be paid to the United States as reimbursement of the cost of the works authorized by this Act, that such transactions are not in violation of applicable State laws, and that such transactions shall be subject to the consent and conditions of the State of South Dakota to such water use by such non-Federal interest in accordance with the laws of South Dakota and the provisions of the Belle Fourche River Compact between the States of Wyoming and South Dakota to which the consent of Congress was given in the Act of February 26, 1944 (ch. 64, 58 Stat. 94).

Appropriation authorization.

SEC. 7. There is hereby authorized to be appropriated beginning October 1, 1984, for the rehabilitation and betterment of the irrigation facilities of the Belle Fourche unit and recreation and fish and wildlife measures as authorized by this Act, the sum of $42,000,000 (based on January 1981 prices), plus or minus such amounts, if any, as may be justified by reason of ordinary fluctuations in construction cost indexes applicable to the types of construction involved herein.

2 USC 651.

SEC. 8. Any new spending authority described in subsection (c)(2) (A) or (B) of section 401 of the Congressional Budget Act of 1974 which is provided under this Act shall be effective for any fiscal year only to such extent or in such amounts as are provided in advance in appropriations Acts.

Approved November 17, 1983.

LEGISLATIVE HISTORY—S. 448:

HOUSE REPORT No. 98-415 (Comm. on Interior and Insular Affairs).
SENATE REPORT No. 98-138 (Comm. on Energy and Natural Resources).
CONGRESSIONAL RECORD, Vol. 129 (1983):
    June 15, considered and passed Senate.
    Oct. 31, Nov. 1, considered and passed House, amended.
    Nov. 3, Senate concurred in House amendments.

Public Law 98-21
98th Congress

97 STAT. 65

An Act

To assure the solvency of the Social Security Trust Funds, to reform the medicare reimbursement of hospitals, to extend the Federal supplemental compensation program, and for other purposes.

Apr. 20, 1983
[H.R. 1900]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Social Security Amendments of 1983.

SHORT TITLE

SECTION 1. This Act, with the following table of contents, may be cited as the "Social Security Amendments of 1983".

42 USC 1305 note.

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97 STAT. 66

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LEGISLATIVE HISTORY—H.R. 1900 (S. 1):

HOUSE REPORTS: No. 98-25, Pt. 1 (Comm. on Ways and Means) and No. 98-47 (Comm. of Conference).
SENATE REPORT No. 98-23 accompanying S. 1 (Comm. on Finance).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Mar. 9, considered and passed House.
Mar. 16-18, 21-23, considered and passed Senate, amended.
Mar. 24, House and Senate agreed to conference report.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 16 (1983):
Apr. 20, Presidential statement.

Public Law 98-34
98th Congress

97 STAT. 196

An Act

To increase the permanent public debt limit, and for other purposes.

May 26, 1983
[H.R. 2990]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Public debt limit, increase.

SECTION 1. INCREASE IN PUBLIC DEBT LIMIT.

(a) GENERAL RULE.—Subsection (b) of section 3101 of title 31, United States Code, is amended by striking out "$400,000,000,000" and inserting in lieu thereof "$1,389,000,000,000".

96 Stat. 938.

(b) REPEAL OF TEMPORARY INCREASE.—Effective on the date of the enactment of this Act, the first section of the Act of September 30, 1982, entitled "Joint resolution to provide for a temporary increase in the public debt limit" (Public Law 97-270) is hereby repealed.

Effective date.
31 USC 3101 note.
96 Stat. 1156.

SEC. 2. INCREASE IN LIMIT ON LONG-TERM BONDS.

Subsection (a) of section 3102 of title 31, United States Code, is amended by striking out "$110,000,000,000" and inserting in lieu thereof "$150,000,000,000".

96 Stat. 2467.

Approved May 26, 1983.

LEGISLATIVE HISTORY—H.R. 2990:

HOUSE REPORT No. 98-121 (Comm. on Ways and Means).
CONGRESSIONAL RECORD, Vol. 129 (1983):
May 18, considered and passed House.
May 25, considered and passed Senate.

97 STAT. 369

Public Law 98-67
98th Congress

An Act

Aug. 5, 1983
[H.R. 2973]

To promote economic revitalization and facilitate expansion of economic opportunities in the Caribbean Basin region, to provide for backup withholding of tax from interest and dividends, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Interest and dividend withholding tax, repeal.
Caribbean Basin economic revitalization.

TITLE I—INTEREST AND DIVIDEND TAX COMPLIANCE

SEC. 101. SHORT TITLE; AMENDMENT OF 1954 CODE.

Interest and Dividend Tax Compliance Act of 1983.
26 USC 1 note.

(a) SHORT TITLE.—This title may be cited as the "Interest and Dividend Tax Compliance Act of 1983".

(b) AMENDMENT OF 1954 CODE.—Except as otherwise expressly provided, whenever in this title an amendment is expressed in terms of an amendment to a section or other provision, the reference shall be considered to be made to a section or other provision of the Internal Revenue Code of 1954.

26 USC 1.

SEC. 102. REPEAL OF WITHHOLDING ON INTEREST AND DIVIDENDS.

Effective date.
26 USC 3451 note.
96 Stat. 576.

(a) IN GENERAL.—Subtitle A of title III of the Tax Equity and Fiscal Responsibility Act of 1982 (relating to withholding of tax from interest and dividends) is hereby repealed as of the close of June 30, 1983.

(b) CONFORMING AMENDMENT.—Except as provided in this section, the Internal Revenue Code of 1954 shall be applied and administered as if such subtitle A (and the amendments made by such subtitle A) had not been enacted.

(c) REPEAL NOT TO APPLY TO AMOUNTS DEDUCTED AND WITHHELD BEFORE SEPTEMBER 2, 1983.—

(1) IN GENERAL.—If, notwithstanding the repeal made by subsection (a) (and the provisions of subsection (b)), an amount is deducted and withheld before September 2, 1983, under subchapter B of chapter 24 of the Internal Revenue Code of 1954 (as in effect before its repeal by subsection (a)), the repeal made by subsection (a) (and the provisions of subsection (b)) shall not apply to the amount so deducted and withheld.

96 Stat. 576.
26 USC 3451.

(2) ELECTION TO HAVE PARAGRAPH (1) NOT APPLY.—Paragraph (1) shall not apply with respect to any payor who elects (at the time and in the manner prescribed by the Secretary of the Treasury or his delegate) to have paragraph (1) not apply.

(d) ESTIMATED TAX PAYMENTS.—For purposes of determining the amount of any addition to tax under section 6654 of the Internal Revenue Code of 1954 with respect to any installment required to be paid before July 1, 1983, the amount of the credit allowed by section 31 of such Code for any taxable year which includes any portion of the period beginning July 1, 1983, and ending December 31, 1983, shall be increased by an amount equal to 10 percent of the aggregate amount of payments—

26 USC 6654.
96 Stat. 585.
26 USC 31.
97 STAT. 370

(1) which are received during the portion of such taxable year after June 30, 1983, and before January 1, 1984, and

(2) which (but for the repeal made by subsection (a)) would have been subject to withholding under subchapter B of chapter 24 of such Code (determined without regard to any exemption described in section 3452 of such subchapter B).

96 Stat. 576.
96 Stat. 577.
26 USC 3452.

(e) TECHNICAL AMENDMENTS.—

96 Stat. 591.
26 USC 6049.

(1) Subsection (a) of section 6049 (relating to returns regarding payments of interest) is amended—

(A) by inserting "or" at the end of paragraph (1),

(B) by striking out "or" at the end of paragraph (2),

(C) by striking out paragraph (3), and

(D) by striking out ", tax deducted and withheld, and the name and address of the person to whom paid or from whom withheld", and inserting in lieu thereof "and the name and address of the person to whom paid".

(2) Subsection (b) of section 6049 (defining interest) is amended—

(A) by amending subparagraph (C) of paragraph (2) to read as follows:

"(C) except to the extent otherwise provided in regulations—

"(i) any amount paid to any person described in paragraph (4), or

"(ii) any amount described in paragraph (5),", and

(B) by adding at the end thereof the following new paragraphs:

"(4) PERSONS DESCRIBED IN THIS PARAGRAPH.—A person is described in this paragraph if such person is—

"(A) a corporation,

"(B) an organization exempt from taxation under section 501(a) or an individual retirement plan,

"(C) the United States or any wholly owned agency or instrumentality thereof,

"(D) a State, the District of Columbia, a possession of the United States, any political subdivision of any of the foregoing, or any wholly owned agency or instrumentality of any one or more of the foregoing,

"(E) a foreign government, a political subdivision of a foreign government, or any wholly owned agency or instrumentality of any one or more of the foregoing,

"(F) an international organization or any wholly owned agency or instrumentality thereof,

"(G) a foreign central bank of issue,

"(H) a dealer in securities or commodities required to register as such under the laws of the United States or a State, the District of Columbia, or a possession of the United States,

"(I) a real estate investment trust (as defined in section 856),

"(J) an entity registered at all times during the taxable year under the Investment Company Act of 1940, 15 USC 80a-51.

"(K) a common trust fund (as defined in section 584(a)), or

"(L) any trust which—

"(i) is exempt from tax under section 664(c), or

"(ii) is described in section 4947(a)(1).

"(5) AMOUNTS DESCRIBED IN THIS PARAGRAPH.—An amount is described in this paragraph if such amount—

"(A) is subject to withholding under subchapter A of chapter 3 (relating to withholding of tax on nonresident aliens and foreign corporations) by the person paying such amount, or 26 USC 1441.

"(B) would be subject to withholding under subchapter A of chapter 3 by the person paying such amount but for the fact that—

"(i) such amount is income from sources outside the United States,

"(ii) the payor thereof is exempt from the application of section 1441(a) by reason of section 1441(c) or a tax treaty, or

"(iii) such amount is original issue discount (within the meaning of section 1232(b)(1)).".

(3) Paragraph (1) of section 6049(c) (relating to statements to be furnished to persons with respect to whom information is furnished) is amended— 96 Stat. 591. 26 USC 6049.

(A) by inserting "and" at the end of subparagraph (A),

(B) by striking out ", and" at the end of subparagraph (B) and inserting in lieu thereof a period, and

(C) by striking out subparagraph (C).

SEC. 103. SENSE OF THE CONGRESS WITH RESPECT TO INCREASED APPROPRIATIONS.

It is the sense of the Congress—

(1) that additional amounts should be appropriated for purposes of collecting tax due with respect to reportable payments (as defined in section 3406(b) of the Internal Revenue Code of 1954), and

Infra.

(2) that—

(A) such additional amounts should not be less than—

(i) $15,000,000 for fiscal year 1984, and

(ii) $300,000,000 for the period consisting of fiscal years 1984 through 1988, and

(B) it would be preferable that such additional amounts for such period be at least $600,000,000.

SEC. 104. BACKUP WITHHOLDING.

(a) In General.—Chapter 24 (relating to collection of income tax at source) is amended by inserting after section 3405 the following new section:

26 USC 3406.

"SEC. 3406. BACKUP WITHHOLDING.

"(a) Requirement To Deduct and Withhold.—

"(1) In general.—In the case of any reportable payment, if—

"(A) the payee fails to furnish his TIN to the payor in the manner required,

"(B) the Secretary notifies the payor that the TIN furnished by the payee is incorrect,

"(C) there has been a notified payee underreporting described in subsection (c), or

97 STAT. 372

"(D) there has been a payee certification failure described in subsection (d),

then the payor shall deduct and withhold from such payment a tax equal to 20 percent of such payment.

"(2) Subparagraphs (C) and (D) of paragraph (1) apply only to interest and dividend payments.—Subparagraphs (C) and (D) of paragraph (1) shall apply only to reportable interest or dividend payments.

"(b) Reportable Payment, Etc.—For purposes of this section—

"(1) Reportable payment.—The term 'reportable payment' means—

"(A) any reportable interest or dividend payment, and

"(B) any other reportable payment.

"(2) Reportable interest or dividend payment.—

"(A) In general.—The term 'reportable interest or dividend payment' means any payment of a kind, and to a payee, required to be shown on a return required under—

Ante, p. 370.

"(i) section 6049(a) (relating to payments of interest),

"(ii) section 6042(a) (relating to payments of dividends), or

"(iii) section 6044 (relating to payments of patronage dividends) but only to the extent such payment is in money.

"(B) Special rule for patronage dividends.—For purposes of subparagraphs (C) and (D) of subsection (a)(1), the term 'reportable interest or dividend payment' shall not include any payment to which section 6044 (relating to patronage dividends) applies unless 50 percent or more of such payment is in money.

"(3) Other reportable payment.—The term 'other reportable payment' means any payment of a kind, and to a payee, required to be shown on a return required under—

"(A) section 6041 (relating to certain information at source),

96 Stat. 601.
26 USC 6041A.

"(B) section 6041A(a) (relating to payments of remuneration for services),

96 Stat. 600.

"(C) section 6045 (relating to returns of brokers), or

"(D) section 6050A (relating to reporting requirements of certain fishing boat operators), but only to the extent such payment is in money and represents a share of the proceeds of the catch.

26 USC 6045.

"(4) Whether payment is of reportable kind determined without regard to minimum amount.—The determination of whether any payment is of a kind required to be shown on a return described in paragraph (2) or (3) shall be made without regard to any minimum amount which must be paid before a return is required.

"(5) Exception for certain small payments.—To the extent provided in regulations, the term 'reportable payment' shall not include any payment which—

"(A) does not exceed $10, and

"(B) if determined for a 1-year period, would not exceed $10.

"(6) Other reportable payments include payments described in section 6041(a) or 6041(A)(a) only where aggregate for calendar year is $600 or more.—Any payment of a kind required to be shown on a return required under section 6041(a) or 6041A(a) which is made during any calendar year shall be treated as a reportable payment only if—

97 STAT. 373

"(A) the aggregate amount of such payment and all previous payments described in such sections by the payor to the payee during such calendar year equals or exceeds $600,

"(B) the payor was required under section 6041(a) or 6041A(a) to file a return for the preceding calendar year with respect to payments to the payee, or

96 Stat. 601.
26 USC 6041A.

"(C) during the preceding calendar year, the payor made reportable payments to the payee with respect to which amounts were required to be deducted and withheld under subsection (a).

"(7) Exception for certain window payments of interest, etc.—For purposes of subparagraphs (C) and (D) of subsection (a)(1), the term 'reportable interest or dividend payment' shall not include any payment—

"(A) in redemption of a coupon on a bearer instrument or in redemption of a United States savings bond, or

"(B) to the extent provided in regulations, of interest on instruments similar to those described in subparagraph (A).

The preceding sentence shall not apply for purposes of determining whether there is payee underreporting described in subsection (c).

"(c) Notified Payee Underreporting With Respect to Interest and Dividends.—

"(1) Notified payee underreporting.—If—

"(A) the Secretary determines with respect to any payee that there has been payee underreporting,

"(B) at least 4 notices have been mailed by the Secretary to the payee (over a period of at least 120 days) with respect to the underreporting, and

"(C) in the case of any payee who has filed a return for the taxable year, any deficiency of tax attributable to such failure has been assessed,

the Secretary may notify payors of reportable interest or dividend payments with respect to such payee of the requirement to deduct and withhold under subsection (a)(1)(C) (but not the reasons therefor).

"(2) Payee underreporting defined.—For purposes of this section, there has been payee underreporting if for any taxable year the Secretary determines that—

"(A) the payee failed to include in his return of tax under chapter 1 for such year any portion of a reportable interest or dividend payment required to be shown on such return, or

"(B) the payee may be required to file a return for such year and to include a reportable interest or dividend payment in such return, but failed to file such return.

"(3) DETERMINATION BY SECRETARY TO STOP (OR NOT TO START) WITHHOLDING.—

"(A) IN GENERAL.—If the Secretary determines that—

"(i) there was no payee underreporting,

"(ii) any payee underreporting has been corrected (and any tax, penalty, or interest with respect to the payee underreporting has been paid),

"(iii) withholding under subsection (a)(1)(C) has caused (or would cause) undue hardship to the payee and it is unlikely that any payee underreporting by such payee will occur again, or

"(iv) there is a bona fide dispute as to whether there has been any payee underreporting,

then the Secretary shall take the action described in subparagraph (B).

"(B) SECRETARY TO TAKE ACTION TO STOP (OR NOT TO START) WITHHOLDING.—For purposes of subparagraph (A), if at the time of the Secretary's determination under subparagraph (A)—

"(i) no notice has been given under paragraph (1) to any payor with respect to the underreporting, the Secretary shall not give any such notice, or

"(ii) if such notice has been given, the Secretary shall—

"(I) provide the payee with a written certification that withholding under subsection (a)(1)(C) is to stop, and

"(II) notify the applicable payors (and brokers) that such withholding is to stop.

"(C) TIME FOR TAKING ACTION WHERE NOTICE TO PAYOR HAS BEEN GIVEN.—In any case where notice has been given under paragraph (1) to any payor with respect to any underreporting, if the Secretary makes a determination under subparagraph (A) during the 12-month period ending on October 15 of any calendar year—

"(i) except as provided in clause (ii), the Secretary shall take the action described in subparagraph (B)(ii) to bring about the stopping of withholding no later than December 1 of such calendar year, or

"(ii) in the case of—

"(I) a no payee underreporting determination under clause (i) of subparagraph (A), or

"(II) a hardship determination under clause (iii) of subparagraph (A),

such action shall be taken no later than the 45th day after the day on which the Secretary made the determination.

"(D) OPPORTUNITY TO REQUEST DETERMINATION.—The Secretary shall prescribe procedures under which—

"(i) a payee may request a determination under subparagraph (A), and

"(ii) the payee may provide information with respect to such request.

"(4) PAYOR NOTIFIES PAYEE OF WITHHOLDING BECAUSE OF PAYEE UNDERREPORTING.—Any payor required to withhold any tax under subsection (a)(1)(C) shall, at the time such withholding begins, notify the payee of such withholding.

"(5) PAYEE MAY BE REQUIRED TO NOTIFY SECRETARY WHO HIS PAYORS AND BROKERS ARE.—For purposes of this section, the Secretary may require any payee of reportable interest or dividend payments who is subject to withholding under subsection (a)(1)(C) to notify the Secretary of—

"(A) all payors from whom the payee receives reportable interest or dividend payments, and

"(B) all brokers with whom the payee has accounts which may involve reportable interest or dividend payments. 97 STAT. 375

The Secretary may notify any such broker that such payee is subject to withholding under subsection (a)(1)(C).

"(d) Interest and Dividend Backup Withholding Applies to New Accounts and Instruments Unless Payee Certifies That He Is Not Subject to Such Withholding.—

"(1) In general.—There is a payee certification failure unless the payee has certified to the payor, under penalty of perjury, that such payee is not subject to withholding under subsection (a)(1)(C).

"(2) Special rules for readily tradable instruments.—

"(A) In general.—Subsection (a)(1)(D) shall apply to any reportable interest or dividend payment to any payee on any readily tradable instrument if (and only if) no certification was provided to the payor by the payee under paragraph (1) and—

"(i) the payor was notified by a broker under subparagraph (B),

"(ii) such instrument was acquired directly by the payee from the payor, or

"(iii) such instrument is held by the payor as nominee for the payee.

"(B) Broker notifies payor.—If—

"(i) a payee acquires any readily tradable instrument through a broker, and

"(ii)(I) the payee does not provide a certification to such broker under subparagraph (C), or (II) such broker is notified by the Secretary before such acquisition that such payee is subject to withholding under subsection (a)(1)(C),

such broker shall, within 15 days after the date of the acquisition, notify the payor that such payee is subject to withholding under subsection (a)(1)(D) (or subsection (a)(1)(C) in the case of a notification described in clause (ii)(II)).

"(C) Time for payee to provide certification to broker.—In the case of any readily tradable instrument acquired by a payee through a broker, the certification described in paragraph (1) may be provided by the payee to such broker—

"(i) at any time after the payee's account with the broker was established and before the acquisition of such instrument, or

"(ii) in connection with the acquisition of such instrument.

"(3) Exception for existing accounts, etc.—This subsection and subsection (a)(1)(D) shall not apply to any reportable interest or dividend payment which is paid or credited—

"(A) in the case of interest or any other amount of a kind reportable under section 6049, with respect to any account (whatever called) established before January 1, 1984, or with respect to any instrument acquired before January 1, 1984, 96 Stat. 591. 26 USC 6049.

"(B) in the case of dividends or any other amount reportable under section 6042, on any stock or other instrument acquired before January 1, 1984, or

"(C) in the case of patronage dividends or other amounts of a kind reportable under section 6044, with respect to any 97 STAT. 376 membership acquired, or contract entered into, before January 1, 1984.

"(4) Exception for readily tradable instruments acquired through existing brokerage accounts.—Subparagraph (B) of paragraph (2) shall not apply with respect to a readily tradable instrument which was acquired through an account with a broker if—

"(A) such account was established before January 1, 1984, and

"(B) during 1983, such broker bought or sold instruments for the payee (or acted as a nominee for the payee) through such account.

The preceding sentence shall not apply with respect to any readily tradable instrument acquired through such account after the broker was notified by the Secretary that the payee is subject to withholding under subsection (a)(1)(C).

"(e) PERIOD FOR WHICH WITHHOLDING IS IN EFFECT.—

"(1) FAILURE TO FURNISH TIN.—In the case of any failure by a payee to furnish his TIN to a payor in the manner required, subsection (a) shall apply to any reportable payment made by such payor during the period during which the TIN has not been furnished in the manner required.

"(2) NOTIFICATION OF INCORRECT NUMBER.—In any case in which the Secretary notifies the payor that the TIN furnished by the payee is incorrect, subsection (a) shall apply to any reportable payment made by such payor—

"(A) after the close of the 30th day after the day on which the payor received such notification, and

"(B) before the payee furnishes another TIN in the manner required.

"(3) NOTIFIED PAYEE UNDERREPORTING DESCRIBED IN SUBSECTION (c).—

"(A) IN GENERAL.—In the case of any notified payee underreporting described in subsection (c), subsection (a) shall apply to any reportable interest or dividend payment made—

"(i) after the close of the 30th day after the day on which the payor received notification from the Secretary of such underreporting, and

"(ii) before the stop date.

"(B) STOP DATE.—For purposes of this subsection, the term 'stop date' means the determination effective date or, if later, the earlier of—

"(i) the day on which the payor received notification from the Secretary under subsection (c)(3)(B) to stop withholding, or

"(ii) the day on which the payor receives from the payee a certification provided by the Secretary under subsection (c)(3)(B).

"(C) DETERMINATION EFFECTIVE DATE.—For purposes of this subsection—

"(i) IN GENERAL.—Except as provided in clause (ii), the determination effective date of any determination under subsection (c)(3)(A) which is made during the 12-month period ending on October 15 of any calendar year shall be the first January 1 following such October 15.

97 STAT. 377

"(ii) DETERMINATION THAT THERE WAS NO UNDERREPORTING; HARDSHIP.—In the case of any determination under clause (i) or (iii) of subsection (c)(3)(A), the determination effective date shall be the date on which the Secretary's determination is made.

"(4) FAILURE TO PROVIDE CERTIFICATION THAT PAYEE IS NOT SUBJECT TO WITHHOLDING.—

"(A) IN GENERAL.—In the case of any payee certification failure described in subsection (d)(1), subsection (a) shall apply to any reportable interest or dividend payment made during the period during which the certification described in subsection (d)(1) has not been furnished to the payor.

"(B) SPECIAL RULE FOR READILY TRADABLE INSTRUMENTS ACQUIRED THROUGH BROKER WHERE NOTIFICATION.—In the case of any readily tradable instrument acquired by the payee through a broker, the period described in subparagraph (A) shall start with payments to the payee made after the close of the 30th day after the payor receives notification from a broker under subsection (d)(2)(B).

"(5) 30-DAY GRACE PERIODS.—

"(A) START-UP.—If the payor elects the application of this subparagraph with respect to the payee, subsection (a) shall also apply to any reportable payment made during the 30-day period described in paragraph (2)(A), (3)(A), or (4)(B).

"(B) STOPPING.—Unless the payor elects not to have this subparagraph apply with respect to the payee, subsection (a) shall also apply to any reportable payment made after the close of the period described in paragraph (1), (2), or (4) (as the case may be) and before the 30th day after the close of such period. A similar rule shall also apply with respect to the period described in paragraph (3)(A) where the stop date is determined under clause (i) or (ii) of paragraph (3)(B).

"(C) ELECTION OF SHORTER GRACE PERIOD.—The payor may elect a period shorter than the grace period set forth in subparagraph (A) or (B), as the case may be.

"(f) CONFIDENTIALITY OF INFORMATION.—

"(1) IN GENERAL.—No person may use any information obtained under this section (including any failure to certify under subsection (d)) except for purposes of meeting any requirement under this section or (subject to the safeguards set forth in section 6103) for purposes permitted under section 6103. 26 USC 6103.

"(2) CROSS REFERENCE.—

"For provision providing for civil damages for violation of paragraph (1), see section 7431.

"(g) EXCEPTIONS.—

"(1) PAYMENTS TO CERTAIN PAYEES.—Subsection (a) shall not apply to any payment made to—

"(A) any organization or governmental unit described in subparagraph (B), (C), (D), (E), or (F) of section 6049(b)(4), or *Ante*, p. 370.

"(B) any other person specified in regulations.

"(2) AMOUNTS FOR WHICH WITHHOLDING OTHERWISE REQUIRED.—Subsection (a) shall not apply to any amount for which withholding is otherwise required by this title.

"(3) EXEMPTION WHILE WAITING FOR TIN.—The Secretary shall prescribe regulations for exemptions from the tax imposed by subsection (a) during the period during which a person is waiting for receipt of a TIN.

97 STAT. 378

"(h) OTHER DEFINITIONS AND SPECIAL RULES.—For purposes of this section—

"(1) OBVIOUSLY INCORRECT NUMBER.—A person shall be treated as failing to furnish his TIN if the TIN furnished does not contain the proper number of digits.

"(2) PAYEE FURNISHES 2 INCORRECT TINS.—If the payee furnishes the payor 2 incorrect TINs in any 3-year period, the payor shall, after receiving notice of the second incorrect TIN, treat the payee as not having furnished another TIN under subsection (e)(2)(B) until the day on which the payor receives notification from the Secretary that a correct TIN has been furnished.

"(3) JOINT PAYEES.—Except to the extent otherwise provided in regulations, any payment to joint payees shall be treated as if all the payment were made to the first person listed in the payment.

"(4) PAYOR DEFINED.—The term 'payor' means, with respect to any reportable payment, a person required to file a return described in paragraph (2) or (3) of subsection (b) with respect to such payment.

"(5) BROKER.—

96 Stat. 600.
26 USC 6045.

"(A) IN GENERAL.—The term 'broker' has the meaning given to such term by section 6045(c)(1).

"(B) ONLY 1 BROKER PER ACQUISITION.—If, but for this subparagraph, there would be more than 1 broker with respect to any acquisition, only the broker having the closest contact with the payee shall be treated as the broker.

"(C) PAYOR NOT TREATED AS BROKER.—In the case of any instrument, such term shall not include any person who is the payor with respect to such instrument.

"(6) READILY TRADABLE INSTRUMENT.—The term 'readily tradable instrument' means—

"(A) any instrument which is part of an issue any portion of which is traded on an established securities market (within the meaning of section 453(f)(5)), and

"(B) except as otherwise provided in regulations prescribed by the Secretary, any instrument which is regularly quoted by brokers or dealers making a market.

"(7) ORIGINAL ISSUE DISCOUNT.—To the extent provided in regulations, rules similar to the rules of paragraph (6) of section 6049(d) shall apply.

96 Stat. 591.
26 USC 6049.

"(8) REQUIREMENT OF NOTICE TO PAYEE.—Whenever the Secretary notifies a payor under paragraph (1)(B) of subsection (a) that the TIN furnished by any payee is incorrect, the Secretary shall at the same time furnish a copy of such notice to the payor, and the payor shall promptly furnish such copy to the payee.

"(9) REQUIREMENT OF NOTICE TO SECRETARY.—If the Secretary notifies a payor under paragraph (1)(B) of subsection (a) that the TIN furnished by any payee is incorrect and such payee subsequently furnishes another TIN to the payor, the payor shall promptly notify the Secretary of the other TIN so furnished.

96 Stat. 585.
26 USC 31.

97 STAT. 379

"(10) COORDINATION WITH OTHER SECTIONS.—For purposes of section 31, this chapter (other than section 3402(n)), and so much of subtitle F (other than section 7205) as relates to this chapter, payments which are subject to withholding under this section shall be treated as if they were wages paid by an employer to an employee (and amounts deducted and withheld under this section shall be treated as if deducted and withheld under section 3402).

"(i) REGULATIONS.—The Secretary shall prescribe such regulations as may be necessary or appropriate to carry out the purposes of this section."

96 Stat. 645.
26 USC 7431.

(b) CIVIL DAMAGES FOR UNAUTHORIZED DISCLOSURE OF INFORMATION.—Section 7431 (relating to civil damages for unauthorized disclosure of returns and return information) is amended by adding at the end thereof the following new subsection:

Ante, p. 371.

"(f) EXTENSION TO INFORMATION OBTAINED UNDER SECTION 3406.—For purposes of this section—

"(1) any information obtained under section 3406 (including information with respect to any payee certification failure under subsection (d) thereof) shall be treated as return information, and

"(2) any use of such information other than for purposes of meeting any requirement under section 3406 or (subject to the safeguards set forth in section 6103) for purposes permitted under section 6103 shall be treated as a violation of section 6103.

For purposes of subsection (b), the reference to section 6103 shall be treated as including a reference to section 3406."

(c) PENALTY FOR FAILURE BY BROKER TO PROVIDE NOTICE.—

(1) IN GENERAL.—Subchapter B of chapter 68 (relating to assessable penalties) is amended by adding at the end thereof the following new section:

"SEC. 6705. FAILURE BY BROKER TO PROVIDE NOTICE TO PAYORS. 26 USC 6705.

"(a) IN GENERAL.—Any person required under section 3406(d)(2)(B) *Ante*, p. 371. to provide notice to any payor who willfully fails to provide such notice to such payor shall pay a penalty of $500 for each such failure.

"(b) PENALTY IN ADDITION TO OTHER PENALTIES.—Any penalty imposed by this section shall be in addition to any other penalty provided by law."

(2) CONFORMING AMENDMENT.—The table of sections for subchapter B of chapter 68 is amended by adding at the end thereof the following new item:

"Sec. 6705. Failure by broker to provide notice to payors."

(d) TECHNICAL AMENDMENTS.—

(1) DEFINITION OF TIN.—Subsection (a) of section 7701 (relating 96 Stat. 2611. to definitions) is amended by adding at the end thereof the 26 USC 7701. following new paragraph:

"(41) TIN.—The term 'TIN' means the identifying number assigned to a person under section 6109."

(2) YEAR FOR WHICH CREDIT ALLOWED.—Section 31 (relating to 96 Stat. 585. credit for tax withheld on wages) is amended by adding at the 26 USC 31. end thereof the following new subsection:

"(c) SPECIAL RULE FOR BACKUP WITHHOLDING.—Any credit allowed by subsection (a) for any amount withheld under section 3406 shall *Ante*, p. 371. be allowed for the taxable year of the recipient of the income in which the income is received."

97 STAT. 380

(3) REPEAL OF EXISTING BACKUP WITHHOLDING PROVISIONS.—Subsection (s) of section 3402 is hereby repealed. 96 Stat. 607. 26 USC 3402.

(4) CLERICAL AMENDMENT.—The table of sections for chapter 24 is amended by inserting after the item relating to section 3405 the following new item:

"Sec. 3406. Backup withholding."

SEC. 105. PENALTY FOR FAILURE BY PAYORS TO MEET CERTAIN INTEREST AND DIVIDEND REPORTING REQUIREMENTS.

(a) FAILURE TO SUPPLY TAXPAYER IDENTIFICATION NUMBERS.—Section 6676 (relating to failure to supply identifying numbers) is 26 USC 6676. amended to read as follows:

"SEC. 6676. FAILURE TO SUPPLY IDENTIFYING NUMBERS.

"(a) IN GENERAL.—If any person who is required by regulations prescribed under section 6109—

"(1) to include his TIN in any return, statement, or other document,

"(2) to furnish his TIN to another person, or

"(3) except in the case of a return or statement required to be filed under section 6042, 6044, or 6049, to include in any return, 96 Stat. 591. 26 USC 6049. statement, or other document made with respect to another person the TIN of such other person,

fails to comply with such requirement at the time prescribed by such regulations, such person shall, unless it is shown that such failure is due to reasonable cause and not to willful neglect, pay a penalty of $5 for each such failure described in paragraph (1) and $50 for each such failure described in paragraph (2) or (3), except that the total amount imposed on such person for all such failures during any calendar year shall not exceed $50,000.

"(b) PENALTIES INVOLVING FAILURES ON INTEREST AND DIVIDEND RETURNS.—

"(1) IN GENERAL.—If any payor—

"(A) is required to include in any return or statement required to be filed under section 6042, 6044, or 6049 with respect to any payee the TIN of such payee, and

"(B) fails to include such number or includes an incorrect number, then the payor shall pay a penalty of $50 for each such failure unless it is shown that the payor exercised due diligence in attempting to satisfy the requirement with respect to such TIN.

"(c) Procedures Relating to Assessment of Penalty.—

"(1) Self-assessment of penalty imposed by subsection (b).—Any penalty imposed under subsection (b) on any person—

26 USC 4041.

"(A) for purposes of this subtitle, shall be treated as an excise tax imposed by subtitle D, and

"(B) shall be due and payable on April 1 of the calendar year following the calendar year for which the return or statement was made.

26 USC 6211.

"(2) Deficiency procedures not to apply.—Subchapter B of chapter 63 (relating to deficiency procedures for income, estate, gift, and certain excise taxes) shall not apply in respect of the assessment or collection of any penalty imposed by this section."

(b) Failure To File Statements.—

97 STAT. 381

(1) Section 6652.—

96 Stat. 605.
26 USC 6652.

(A) Subsection (a) of section 6652 (relating to returns relating to information at source, payments of dividends, etc., and certain transfers of stock) is amended by redesignating paragraph (2) as paragraph (3) and by inserting after paragraph (1) the following new paragraph:

"(2) Failure to file returns on interest, dividends, and patronage dividends.—

"(A) In general.—In the case of each failure to file a statement of the amount of payments to another person required by—

"(i) section 6042(a)(1) (relating to payments of dividends),

96 Stat. 587.
26 USC 6044.

"(ii) section 6044(a)(1) (relating to payments of patronage dividends), or

Ante, p. 370.

"(iii) section 6049(a) (relating to payments of interest),

on the date prescribed therefor (determined with regard to any extension of time for filing), there shall be paid by the person failing to file such statement a penalty of $50 for each such failure unless it is shown that such person exercised due diligence in attempting to satisfy the requirement with respect to such statement.

"(B) Self-assessment.—Any penalty imposed under subparagraph (A) on any person—

26 USC 4041.

"(i) for purposes of this subtitle, shall be treated as an excise tax imposed by subtitle D, and

"(ii) shall be due and payable on April 1 of the calendar year following the calendar year for which such statement is required.

26 USC 6211.

"(C) Deficiency procedures not to apply.—Subchapter B of chapter 63 (relating to deficiency procedures for income, estate, gift, and certain excise taxes) shall not apply in respect of the assessment or collection of any penalty imposed by subparagraph (A)."

(B) Subparagraph (A) of section 6652(a)(1) is amended—

(i) by striking out clauses (ii), (iii), and (iv) and by redesignating clauses (v) and (vi) as clauses (ii) and (iii), respectively, and

(ii) by striking out "6042(e), 6044(f), 6049(e), or" in clause (iii), as so redesignated.

Supra.

(C) Paragraph (3) of section 6652(a) (as redesignated by subparagraph (A)) is amended by striking out "paragraph (1)" in the matter preceding subparagraph (A) and in subparagraph (A) and inserting in lieu thereof "paragraph (1) or (2)".

26 USC 6678.

(2) Section 6678.—Section 6678 (relating to failure to furnish certain statements) is amended—

(A) by inserting "(a) In General.—" before "In the case of",

(B) by striking out "6042(c), 6044(e), 6045(b), 6049(c)," in paragraph (1) and inserting in lieu thereof "6045(b),",

(C) by striking out "6042(a)(1), 6044(a)(1), 6045(a), 6049(a)," in paragraph (1) and inserting in lieu thereof "6045(a),", and

(D) by adding at the end thereof the following new subsection:

"(b) Failure To File Interest and Dividend Statements.—

"(1) In general.—In the case of any person who fails to furnish a statement under section 6042(c), 6044(e), or 6049(c) on the date prescribed therefor to a person with respect to whom a return has been made under section 6042(a)(1), 6044(a)(1), or 6049(a), respectively, such person shall pay a penalty of $50 for each such failure unless it is shown that such person exercised due diligence in attempting to satisfy the requirement with respect to such statement.

Post, p. 383

96 Stat. 587, 591; *ante*, p. 370.

"(2) Self-assessment.—Any penalty imposed under paragraph (1) on any person—

"(A) for purposes of this subtitle, shall be treated as an excise tax imposed by subtitle D, and

26 USC 4041.

"(B) shall be due and payable on April 1 of the calendar year following the calendar year for which such statement is required.

"(3) Deficiency procedures not to apply.—Subchapter B of chapter 63 (relating to deficiency procedures for income, estate, gift, and certain excise taxes) shall not apply in respect of the assessment or collection of any penalty imposed by paragraph (1)."

26 USC 6211.

SEC. 106. PRESUMPTION THAT NEGLIGENCE PENALTY APPLIES TO UNDERPAYMENTS ATTRIBUTABLE TO FAILURE TO REPORT CERTAIN INTEREST AND DIVIDEND PAYMENTS.

Section 6653 (relating to failure to pay tax) is amended by adding at the end thereof the following new subsection:

26 USC 6653.

"(g) Special Rule in the Case of Interest or Dividend Payments.—

"(1) In general.—If—

"(A) any payment is shown on a return made by the payor under section 6042(a), 6044(a), or 6049(a), and

"(B) the payee fails to include any portion of such payment in gross income,

any portion of an underpayment attributable to such failure shall be treated, for purposes of subsection (a), as due to negligence in the absence of clear and convincing evidence to the contrary.

"(2) Penalty to apply only to portion of underpayment due to failure to include interest or dividend payment.—If any penalty is imposed under subsection (a) by reason of paragraph (1), the amount of the penalty imposed by paragraph (1) of subsection (a) shall be 5 percent of the portion of the underpayment which is attributable to the failure described in paragraph (1)."

SEC. 107. CIVIL AND CRIMINAL PENALTIES ON FALSE INFORMATION WITH RESPECT TO BACKUP WITHHOLDING ON INTEREST AND DIVIDENDS.

(a) Civil Penalty.—Paragraph (1) of section 6682(a) (relating to civil penalty for false information with respect to withholding) is amended by inserting "or section 3406" after "section 3402".

26 USC 6682.

(b) Criminal Penalty.—Section 7205 (relating to fraudulent withholding exemption certificate or failure to supply information) is amended—

96 Stat. 588.
26 USC 7205.

(1) by striking out "Any individual" and inserting in lieu thereof "(a) Withholding on Wages.—Any individual", and

(2) by adding at the end thereof the following new subsection:

97 STAT. 383

"(b) BACKUP WITHHOLDING ON INTEREST AND DIVIDENDS.—If any individual willfully makes—

"(1) any false certification or affirmation on any statement required by a payor in order to meet the due diligence requirements of section 6676(b), or

Ante, p. 380.

"(2) a false certification under paragraph (1) or (2)(C) of section 3406(d),

Ante, p. 371.

then such individual shall, in lieu of any other penalty provided by law (except the penalty provided by section 6682), upon conviction thereof, be fined not more than $1,000, or imprisoned not more than 1 year, or both."

SEC. 108. SEPARATE MAILING OF 1099.

Ante, p. 371.

(a) INTEREST.—Section 6049(c)(2) (relating to time statement must be furnished) is amended to read as follows:

"(2) TIME AND FORM OF STATEMENT.—The written statement under paragraph (1)—

"(A) shall be furnished (either in person or in a separate mailing by first-class mail) to the person on or before January 31 of the year following the calendar year for which the return under subsection (a) was made, and

"(B) shall be in such form as the Secretary may prescribe by regulations."

96 Stat. 587.
26 USC 6042.

(b) DIVIDENDS.—The second sentence of section 6042(c) (relating to time statement must be furnished) is amended to read as follows: "The written statement required under the preceding sentence shall be furnished (either in person or in a separate mailing by first-class mail) to the person on or before January 31 of the year following the calendar year for which the return under subsection (a) was made, and shall be in such form as the Secretary may prescribe by regulations."

96 Stat. 588.
26 USC 6044.

(c) PATRONAGE DIVIDENDS.—The second sentence of section 6044(e) (relating to time statement must be furnished) is amended to read as follows: "The written statement required under the preceding sentence shall be furnished (either in person or in a separate mailing by first-class mail) to the person on or before January 31 of the year following the calendar year for which the return under subsection (a) was made, and shall be in such form as the Secretary may prescribe by regulations."

SEC. 109. RETURNS ON MAGNETIC TAPE.

96 Stat. 610.
26 USC 6011.

(a) CERTAIN RETURNS MUST BE ON MAGNETIC TAPE.—Subsection (e) of section 6011 (relating to regulations requiring returns on magnetic tape, etc.) is amended to read as follows:

"(e) REGULATIONS REQUIRING RETURNS ON MAGNETIC TAPE, ETC.—

"(1) IN GENERAL.—The Secretary shall prescribe regulations providing standards for determining which returns must be filed on magnetic media or in other machine-readable form. The Secretary may not require returns of any tax imposed by subtitle A on individuals, estates, and trusts to be other than on paper forms supplied by the Secretary. In prescribing such regulations, the Secretary shall take into account (among other relevant factors) the ability of the taxpayer to comply at reasonable cost with such a filing requirement.

26 USC 1.

"(2) CERTAIN RETURNS MUST BE FILED ON MAGNETIC MEDIA.—

"(A) IN GENERAL.—In the case of any person who is required to file returns under sections 6042(a), 6044(a), and 6049(a) with respect to more than 50 payees for any calendar year, all returns under such sections shall be on magnetic media.

97 STAT. 384

Ante, p. 370.

"(B) HARDSHIP EXCEPTION.—Subparagraph (A) shall not apply to any person for any period if such person establishes to the satisfaction of the Secretary that its application to such person for such period would result in undue hardship."

(b) Study of Wage Returns on Magnetic Tape.—

26 USC 6011 note.

(1) Study.—The Secretary of the Treasury, in consultation with the Secretary of Health and Human Services, shall conduct a study of the feasibility of requiring persons to file, on magnetic media, returns under section 6011 of the Internal Revenue Code of 1954 containing information described in section 6051(a) of such Code (relating to W-2s).

26 USC 6011.
9[illegible]tat. 1731.
26 USC 6051.

(2) Report to congress.—Not later than July 1, 1984, the Secretary of the Treasury shall submit to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate the results of the study conducted under paragraph (1).

SEC. 110. EFFECTIVE DATES.

26 USC 31 note.

(a) General Rule.—Except as otherwise provided in this section, the amendments made by this title shall apply with respect to payments made after December 31, 1983.

(b) Section 102.—The amendments made by section 102 shall take effect as of the close of June 30, 1983.

(c) Sections 104(b) and 107.—The amendments made by sections 104(b) and 107 shall take effect on the date of the enactment of this Act.

TITLE II—CARIBBEAN BASIN INITIATIVE

Caribbean Basin Economic Recovery Act.

SEC. 201. SHORT TITLE.

19 USC 2701 note.

This title may be cited as the "Caribbean Basin Economic Recovery Act".

Subtitle A—Duty-Free Treatment

SEC. 211. AUTHORITY TO GRANT DUTY-FREE TREATMENT.

19 USC 2701.

The President may proclaim duty-free treatment for all eligible articles from any beneficiary country in accordance with the provisions of this title.

SEC. 212. BENEFICIARY COUNTRY.

19 USC 2702.

Definitions.

(a)(1) For purposes of this title—

(A) The term "beneficiary country" means any country listed in subsection (b) with respect to which there is in effect a proclamation by the President designating such country as a beneficiary country for purposes of this title. Before the President designates any country as a beneficiary country for purposes of this title, he shall notify the House of Representatives and the Senate of his intention to make such designation, together with the considerations entering into such decision.

Designation, notification of Congress.

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(B) The term "entered" means entered, or withdrawn from warehouse for consumption, in the customs territory of the United States.

(C) The term "TSUS" means Tariff Schedules of the United States (19 U.S.C. 1202).

(2) If the President has designated any country as a beneficiary country for purposes of this title, he shall not terminate such designation (either by issuing a proclamation for that purpose or by issuing a proclamation which has the effect of terminating such designation) unless, at least sixty days before such termination, he has notified the House of Representatives and the Senate and has notified such country of his intention to terminate such designation, together with the considerations entering into such decision.

Termination, notification of Congress.

(b) In designating countries as "beneficiary countries" under this title the President shall consider only the following countries and territories or successor political entities:

Eligible countries.

Anguilla
Antigua and Barbuda
Bahamas, The
Barbados
Belize
Costa Rica
Dominica
Dominican Republic
El Salvador
Grenada
Guatemala
Guyana
Haiti
Honduras
Jamaica
Nicaragua
Panama
Saint Lucia
Saint Vincent and the Grenadines
Suriname
Trinidad and Tobago
Cayman Islands
Montserrat
Netherlands Antilles
Saint Christopher-Nevis
Turks and Caicos Islands
Virgin Islands, British

Restrictions.

In addition, the President shall not designate any country a beneficiary country under this title—

(1) if such country is a Communist country;

Seizure of U.S. property.

(2) if such country—

(A) has nationalized, expropriated or otherwise seized ownership or control of property owned by a United States citizen or by a corporation, partnership, or association which is 50 per centum or more beneficially owned by United States citizens,

(B) has taken steps to repudiate or nullify—

(i) any existing contract or agreement with, or

(ii) any patent, trademark, or other intellectual property of,

a United States citizen or a corporation, partnership, or association which is 50 per centum or more beneficially owned by United States citizens, the effect of which is to nationalize, expropriate, or otherwise seize ownership or control of property so owned, or

(C) has imposed or enforced taxes or other exactions, restrictive maintenance or operational conditions, or other measures with respect to property so owned, the effect of which is to nationalize, expropriate, or otherwise seize ownership or control of such property, unless the President determines that—

(i) prompt, adequate, and effective compensation has been or is being made to such citizen, corporation, partnership, or association,

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(ii) good-faith negotiations to provide prompt, adequate, and effective compensation under the applicable provisions of international law are in progress, or such country is otherwise taking steps to discharge its obligations under international law with respect to such citizen, corporation, partnership, or association, or

(iii) a dispute involving such citizen, corporation, partnership, or association, over compensation for such a seizure has been submitted to arbitration under the provisions of the Convention for the Settlement of Investment Disputes, or in another mutually agreed upon forum, and

Determination submittal to Congress.

promptly furnishes a copy of such determination to the Senate and House of Representatives;

(3) if such country fails to act in good faith in recognizing as binding or in enforcing arbitral awards in favor of United States citizens or a corporation, partnership or association which is 50 per centum or more beneficially owned by United States citizens, which have been made by arbitrators appointed for each case or by permanent arbitral bodies to which the parties involved have submitted their dispute;

(4) if such country affords preferential treatment to the products of a developed country, other than the United States, which has, or is likely to have, a significant adverse effect on United States commerce, unless the President has received assurances satisfactory to him that such preferential treatment will be eliminated or that action will be taken to assure that there will

be no such significant adverse effect, and he reports those assurances to the Congress;

(5) if a government-owned entity in such country engages in the broadcast of copyrighted material, including films or television material, belonging to United States copyright owners without their express consent;

(6) if such country does not take adequate steps to cooperate with the United States to prevent narcotic drugs and other controlled substances (as listed in the schedules in section 202 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 812)) produced, processed, or transported in such country from entering the United States unlawfully; and

(7) unless such country is a signatory to a treaty, convention, protocol, or other agreement regarding the extradition of United States citizens.

Paragraphs (1), (2), (3), and (5) shall not prevent the designation of any country as a beneficiary country under this Act if the President determines that such designation will be in the national economic or security interest of the United States and reports such determination to the Congress with his reasons therefor.

Determinations based on U.S. national interest, report to Congress.

(c) In determining whether to designate any country a beneficiary country under this title, the President shall take into account—

Designation criteria.

(1) an expression by such country of its desire to be so designated;

(2) the economic conditions in such country, the living standards of its inhabitants, and any other economic factors which he deems appropriate;

(3) the extent to which such country has assured the United States it will provide equitable and reasonable access to the markets and basic commodity resources of such country;

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(4) the degree to which such country follows the accepted rules of international trade provided for under the General Agreement on Tariffs and Trade, as well as applicable trade agreements approved under section 2(a) of the Trade Agreements Act of 1979;

19 USC 2503.

(5) the degree to which such country uses export subsidies or imposes export performance requirements or local content requirements which distort international trade;

(6) the degree to which the trade policies of such country as they relate to other beneficiary countries are contributing to the revitalization of the region;

(7) the degree to which such country is undertaking self-help measures to promote its own economic development;

(8) the degree to which workers in such country are afforded reasonable workplace conditions and enjoy the right to organize and bargain collectively;

(9) the extent to which such country provides under its law adequate and effective means for foreign nationals to secure, exercise, and enforce exclusive rights in intellectual property, including patent, trademark, and copyright rights;

(10) the extent to which such country prohibits its nationals from engaging in the broadcast of copyrighted material, including films or television material, belonging to United States copyright owners without their express consent; and

(11) the extent to which such country is prepared to cooperate with the United States in the administration of the provisions of this title.

(d) General headnote 3(a) of the TSUS (relating to products of the insular possessions) is amended by adding at the end thereof the following paragraph:

U.S. insular possessions.
19 USC 1202.

"(iv) Subject to the provisions in section 213 of the Caribbean Basin Economic Recovery Act, articles which are imported from insular possessions of the United States shall receive duty treatment no less favorable than the treatment afforded such articles when they are imported from a beneficiary country under such Act.".

Infra.

Withdrawal or suspension.
19 USC 2702.

(e) The President shall, after complying with the requirements of subsection (a)(2), withdraw or suspend the designation of any country as a beneficiary country if, after such designation, he determines that as the result of changed circumstances such country would be barred from designation as a beneficiary country under subsection (b).

19 USC 2703.

SEC. 213. ELIGIBLE ARTICLES.

(a)(1) Unless otherwise excluded from eligibility by this title, the duty-free treatment provided under this title shall apply to any article which is the growth, product, or manufacture of a beneficiary country if—

(A) that article is imported directly from a beneficiary country into the customs territory of the United States; and

Appraised value.

(B) the sum of (i) the cost or value of the materials produced in a beneficiary country or two or more beneficiary countries, plus (ii) the direct costs of processing operations performed in a beneficiary country or countries is not less than 35 per centum of the appraised value of such article at the time it is entered.

For purposes of determining the percentage referred to in subparagraph (B), the term "beneficiary country" includes the Commonwealth of Puerto Rico and the United States Virgin Islands. If the cost or value of materials produced in the customs territory of the United States (other than the Commonwealth of Puerto Rico) is included with respect to an article to which this paragraph applies, an amount not to exceed 15 per centum of the appraised value of the article at the time it is entered that is attributed to such United States cost or value may be applied toward determining the percentage referred to in subparagraph (B). 97 STAT. 388

Regulations.

(2) The Secretary of the Treasury shall prescribe such regulations as may be necessary to carry out this subsection including, but not limited to, regulations providing that, in order to be eligible for duty-free treatment under this title, an article must be wholly the growth, product, or manufacture of a beneficiary country, or must be a new or different article of commerce which has been grown, produced, or manufactured in the beneficiary country; but no article or material of a beneficiary country shall be eligible for such treatment by virtue of having merely undergone—

(A) simple combining or packaging operations, or

(B) mere dilution with water or mere dilution with another substance that does not materially alter the characteristics of the article.

"Direct costs of processing operations."

(3) As used in this subsection, the phrase "direct costs of processing operations" includes, but is not limited to—

(A) all actual labor costs involved in the growth, production, manufacture, or assembly of the specific merchandise, including fringe benefits, on-the-job training and the cost of engineering, supervisory, quality control, and similar personnel; and

(B) dies, molds, tooling, and depreciation on machinery and equipment which are allocable to the specific merchandise.

Such phrase does not include costs which are not directly attributable to the merchandise concerned or are not costs of manufacturing the product, such as (i) profit, and (ii) general expenses of doing business which are either not allocable to the specific merchandise or are not related to the growth, production, manufacture, or assembly of the merchandise, such as administrative salaries, casualty and liability insurance, advertising, and salesmen's salaries, commissions or expenses.

Exceptions.

(b) The duty-free treatment provided under this title shall not apply to—

(1) textile and apparel articles which are subject to textile agreements;

(2) footwear, handbags, luggage, flat goods, work gloves, and leather wearing apparel not designated at the time of the effective date of this title as eligible articles for the purpose of the generalized system of preferences under title V of the Trade Act of 1974; 19 USC 2461.

(3) tuna, prepared or preserved in any manner, in airtight containers;

(4) petroleum, or any product derived from petroleum, provided for in part 10 of schedule 4 of the TSUS; or

19 USC 1202.

(5) watches and watch parts (including cases, bracelets and straps), of whatever type including, but not limited to, mechanical, quartz digital or quartz analog, if such watches or watch parts contain any material which is the product of any country with respect to which TSUS column 2 rates of duty apply.

(c)(1) As used in this subsection—

"Sugar and beef products."

19 USC 1202.

(A) The term "sugar and beef products" means—

(i) sugars, sirups, and molasses provided for in items 155.20 and 155.30 of the TSUS, and

(ii) articles of beef or veal, however provided for in subpart B of part 2 of schedule 1 of the TSUS.

"Plan."

(B) The term "Plan" means a stable food production plan that consists of measures and proposals designed to ensure that the present level of food production in, and the nutritional level of the population of, a beneficiary country will not be adversely affected by changes in land use and land ownership that will result if increased production of sugar and beef products is undertaken in response to the duty-free treatment extended under this title to such products. A Plan must specify such facts regarding, and such proposed actions by, a beneficiary country as the President deems necessary for purposes of carrying out this subsection, including but not limited to—

(i) the current levels of food production and nutritional health of the population;

(ii) current level of production and export of sugar and beef products;

(iii) expected increases in production and export of sugar and beef products as a result of the duty-free access to the United States market provided under this title;

(iv) measures to be taken to ensure that the expanded production of those products because of such duty-free access will not occur at the expense of stable food production; and

(v) proposals for a system to monitor the impact of such duty-free access on stable food production and land use and land ownership patterns.

Suspension.

(2) Duty-free treatment extended under this title to sugar and beef products that are the product of a beneficiary country shall be suspended by the President under this subsection if—

(A) the beneficiary country, within the ninety-day period beginning on the date of its designation as such a country under section 212, does not submit a Plan to the President for evaluation;

Ante, p. 384.

(B) on the basis of his evaluation, the President determines that the Plan of a beneficiary country does not meet the criteria set forth in paragraph (1)(B); or

(C) as a result of the monitoring of the operation of the Plan under paragraph (5), the President determines that a beneficiary country is not making a good faith effort to implement its Plan, or that the measures and proposals in the Plan, although being implemented, are not achieving their purposes.

Consultation with beneficiary country.

(3) Before the President suspends duty-free treatment by reason of paragraph (2) (A), (B), or (C) to the sugar and beef products of a beneficiary country, he must offer to enter into consultation with the beneficiary country for purposes of formulating appropriate remedial action which may be taken by that country to avoid such suspension. If the beneficiary country thereafter enters into consultation within a reasonable time and undertakes to formulate remedial action in good faith, the President shall withhold the suspension of duty-free treatment on the condition that the remedial action agreed upon be appropriately implemented by that country.

Plan monitoring, report to Congress.

97 STAT. 390

(4) The President shall monitor on a biennial basis the operation of the Plans implemented by beneficiary countries, and shall submit a written report to Congress by March 15 following the close of each biennium, that—

(A) specifies the extent to which each Plan, and remedial actions, if any, agreed upon under paragraph (4), have been implemented; and

(B) evaluates the results of such implementation.

(5) The President shall terminate any suspension of duty-free treatment imposed under this subsection if he determines that the beneficiary country has taken appropriate action to remedy the factors on which the suspension was based.

Sugars, sirups, and molasses.

19 USC 1202.

(d) For such period as there is in effect a proclamation issued by the President pursuant to the authority vested in him by section 22 of the Agricultural Adjustment Act (7 U.S.C. 624) to protect a price-support program for sugar beets and sugar cane, the importation and duty-free treatment of sugars, sirups, and molasses classified under items 155.20 and 155.30 of the TSUS shall be governed in the following manner:

19 USC 2464.

(1)(A) For all beneficiary countries, except those subject to subparagraph (B) and paragraph (2), duty-free treatment shall be provided in the same manner as it is provided pursuant to title V of the Trade Act of 1974 (19 U.S.C. 2461 et seq.), at the time of the effective date of this title; except that the President upon the recommendation of the Secretary of Agriculture, may suspend or adjust upward the value limitation provided for in section 504(c)(1) of the Trade Act of 1974 on the duty-free treatment afforded to beneficiary countries under this section if he finds that such adjustment will not interfere with the price support program for sugar beets and sugar cane and is appropriate in light of market conditions.

(B) As an alternative to subparagraph (A), the President may at the request of a beneficiary country not subject to paragraph (2) and upon the recommendation of the Secretary of Agriculture, elect to permit sugar, sirups, and molasses from that country to enter duty-free during a calendar year subject to quantitative limitations to be established by the President on the quantity of sugar, sirups, and molasses entered from that country.

(2) For the following countries whose exports of sugar, sirups, and molasses in 1981 were not eligible for duty-free treatment because of the operation of section 504(c) of the Trade Act of 1974, the quantity of sugar, sirups, and molasses which may be entered in any calendar year shall be limited to no more than the quantity specified below:

Metric tons:

Dominican Republic	780,000
Guatemala	210,000
Panama	160,000

Such sugar, sirups, and molasses shall be admitted free of duty, except as provided for in paragraph (3).

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(3) The President, upon the recommendation of the Secretary of Agriculture, may suspend or adjust upward the quantitative limitations imposed under paragraph (1)(B) or (2) if he determines such action will not interfere with the price support program for sugar beets and sugar cane and is appropriate in light of market conditions. The President, upon the recommendation of the Secretary of Agriculture, may suspend the duty-free treatment for all or part of the quantity of sugar, sirups, and molasses permitted to be entered by paragraphs (1)(B) and (2) if such action is necessary to protect the price-support program for sugar beets and sugar cane.

(4) Any quantitative limitation imposed on a beneficiary country under paragraphs (1)(B) and (2) shall apply only to the extent that such limitation permits a lesser quantity of sugar, sirups, and molasses to be entered from that country than the

quantity that would be permitted to be entered under any other provision of law.

Suspension.

(e)(1) The President may by proclamation suspend the duty-free treatment provided by this title with respect to any eligible article and may proclaim a duty rate for such article if such action is proclaimed pursuant to section 203 of the Trade Act of 1974 or section 232 of the Trade Expansion Act of 1962.

19 USC 2253.
19 USC 1862.

(2) In any report by the International Trade Commission to the President under section 201(d)(1) of the Trade Act of 1974 regarding any article for which duty-free treatment has been proclaimed by the President pursuant to this title, the Commission shall state whether and to what extent its findings and recommendations apply to such article when imported from beneficiary countries.

19 USC 2251.

(3) For purposes of subsections (a) and (c) of section 203 of the Trade Act of 1974, the suspension of the duty-free treatment provided by this title shall be treated as an increase in duty.

19 USC 2253.

(4) No proclamation which provides solely for a suspension referred to in paragraph (3) of this subsection with respect to any article shall be made under subsections (a) and (c) of section 203 of the Trade Act of 1974 unless the United States International Trade Commission, in addition to making an affirmative determination with respect to such article under section 201(b) of the Trade Act of 1974, determines in the course of its investigation under section 201(b) of such Act that the serious injury (or threat thereof) substantially caused by imports to the domestic industry producing a like or directly competitive article results from the duty-free treatment provided by this title.

19 USC 2251.

(5)(A) Any proclamation issued pursuant to section 203 of the Trade Act of 1974 that is in effect when duty-free treatment pursuant to section 101 of this title is proclaimed shall remain in effect until modified or terminated.

19 USC 2253.

(B) If any article is subject to import relief at the time duty-free treatment is proclaimed pursuant to section 211, the President may reduce or terminate the application of such import relief to the importation of such article from beneficiary countries prior to the otherwise scheduled date on which such reduction or termination would occur pursuant to the criteria and procedures of subsections (h) and (i) of section 203 of the Trade Act of 1974.

Ante, p. 384.

19 USC 2253.

Emergency relief, petition filing.

19 USC 2251.

(f)(1) If a petition is filed with the International Trade Commission pursuant to the provisions of section 201 of the Trade Act of 1974 regarding a perishable product and alleging injury from imports from beneficiary countries, then the petition may also be filed with the Secretary of Agriculture with a request that emergency relief be granted pursuant to paragraph (3) of this subsection with respect to such article.

(2) Within fourteen days after the filing of a petition under paragraph (1) of this subsection—

97 STAT. 392

Recommendation to the President.

(A) if the Secretary of Agriculture has reason to believe that a perishable product from a beneficiary country is being imported into the United States in such increased quantities as to be a substantial cause of serious injury, or the threat thereof, to the domestic industry producing a perishable product like or directly competitive with the imported product and that emergency action is warranted, he shall advise the President and recommend that the President take emergency action; or

Notice.

(B) the Secretary of Agriculture shall publish a notice of his determination not to recommend the imposition of emergency action and so advise the petitioner.

Proclamation.

(3) Within seven days after the President receives a recommendation from the Secretary of Agriculture to take emergency action pursuant to paragraph (2) of this subsection, he shall issue a proclamation withdrawing the duty-free treatment provided by this title or publish a notice of his determination not to take emergency action.

(4) The emergency action provided by paragraph (3) of this subsection shall cease to apply—

19 USC 2252.

(A) upon the proclamation of import relief pursuant to section 202(a)(1) of the Trade Act of 1974,

19 USC 2253.

(B) on the day the President makes a determination pursuant to section 203(b)(2) of such Act not to impose import relief,

(C) in the event of a report of the United States International Trade Commission containing a negative finding, on the day the Commission's report is submitted to the President, or

(D) whenever the President determines that because of changed circumstances such relief is no longer warranted.

"Perishable product."

(5) For purposes of this subsection, the term "perishable product" means—

19 USC 1202.

(A) live plants provided for in subpart A of part 6 of schedule 1 of the TSUS;

(B) fresh or chilled vegetables provided for in items 135.10 through 138.42 of the TSUS;

(C) fresh mushrooms provided for in item 144.10 of the TSUS;

(D) fresh fruit provided for in items 146.10, 146.20, 146.30, 146.50 through 146.62, 146.90, 146.91, 147.03 through 147.33, 147.50 through 149.21 and 149.50 of the TSUS;

(E) fresh cut flowers provided for in items 192.17, 192.18, and 192.21 of the TSUS; and

(F) concentrated citrus fruit juice provided for in items 165.25 and 165.35 of the TSUS.

(g) No proclamation issued pursuant to this title shall affect fees imposed pursuant to section 22 of the Agricultural Adjustment Act (7 U.S.C. 624).

SEC. 214. MEASURES FOR PUERTO RICO AND UNITED STATES INSULAR POSSESSIONS.

19 USC 1202.

(a) Effective with respect to articles entered on or after the effective date of this Act, general headnote 3(a) of the TSUS is amended—

(1) by amending clause (i)—

(A) by striking out "50 percent" and inserting in lieu thereof "70 percent", and

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Ante, p. 387.

(B) by inserting after "total value", "(or more than 50 percent of their total value with respect to articles described in section 213(b) of the Caribbean Basin Economic Recovery Act)"; and

(2) by amending clause (ii) by striking out "50 percent" and inserting in lieu thereof "70 percent".

19 USC 1202.

(b) Item 813.31 of the TSUS is amended by striking out "4 liters" and inserting in lieu thereof "5 liters", and by inserting after "United States,", "and not more than 4 liters of which shall have been produced elsewhere than in such insular possessions,".

19 USC 2703 note.
Post, p. 395.

(c) If the sum of the amounts of taxes covered into the treasuries of Puerto Rico or the United States Virgin Islands pursuant to section 7652(c) of the Internal Revenue Code of 1954 is reduced below the amount that would have been covered over if the imported rum had been produced in Puerto Rico or the United States Virgin Islands, then the President shall consider compensation measures and, in this regard, may withdraw the duty-free treatment on rum provided by this title. The President shall submit a report to the Congress on the measures he takes.

Report to Congress.

Repeal.

(d) Section 1112 of the Trade Agreements Act of 1979 (19 U.S.C. 2582) is repealed.

Coffee tariff.
19 USC 1319 note.

(e) No action pursuant to this title may affect any tariff duty imposed by the Legislature of Puerto Rico pursuant to section 319 of the Tariff Act of 1930 (19 U.S.C. 1319) on coffee imported into Puerto Rico.

"Industry."
19 USC 2251 note.

(f) For purposes of chapter 1 of title II of the Trade Act of 1974, the term "industry" shall include producers located in the United States insular possessions.

33 USC 1311 note.

(g) Any discharge from a point source in the United States Virgin Islands in existence on the date of the enactment of this subsection which discharge is attributable to the manufacture of rum (as defined in paragraphs (3) of section 7652(c) of the Internal Revenue Code of 1954) shall not be subject to the requirements of section 301 (other than toxic pollutant discharges), section 306 or section 403 of the Federal Water Pollution Control Act if—

Post, p. 395.

33 USC 1311, 1316, 1343.

(1) such discharge occurs at least one thousand five hundred feet into the territorial sea from the line of ordinary low water from that portion of the coast which is in direct contact with the sea, and

(2) the Governor of the United States Virgin Islands determines that such discharge will not interfere with the attainment or maintenance of that water quality which shall assure protection of public water supplies, and the protection and propagation of a balanced population of shellfish, fish, and wildlife, and allow recreational activities, in and on the water and will not result in the discharge of pollutants in quantities which may reasonably be anticipated to pose an unacceptable risk to human health or the environment because of bioaccumulation, persistency in the environment, acute toxicity, chronic toxicity (including carcinogenicity, mutagenicity, or teratogenicity), or synergistic propensities.

SEC. 215. INTERNATIONAL TRADE COMMISSION REPORTS ON IMPACT OF THIS ACT.

19 USC 2704.

Submittal to Congress and President.

(a) The United States International Trade Commission (hereinafter in this section referred to as the "Commission") shall prepare, and submit to the Congress and to the President, a report regarding the economic impact of this Act on United States industries and consumers during—

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(1) the twenty-four-month period beginning with the date of enactment of this Act; and

(2) each calendar year occurring thereafter until duty-free treatment under this title is terminated under section 216(b).

Infra.

For purposes of this section, industries in the Commonwealth of Puerto Rico and the insular possessions of the United States shall be considered to be United States industries.

Assessment.

(b)(1) Each report required under subsection (a) shall include, but not be limited to, an assessment by the Commission regarding—

(A) the actual effect, during the period covered by the report, of this Act on the United States economy generally as well as on those specific domestic industries which produce articles that are like, or directly competitive with, articles being imported into the United States from beneficiary countries, and

(B) the probable future effect which this Act will have on the United States economy generally, as well as on such domestic industries, before the provisions of this Act terminate.

(2) In preparing the assessments required under paragraph (1), the Commission shall, to the extent practicable—

(A) analyze the production, trade and consumption of United States products affected by this Act, taking into consideration employment, profit levels, and use of productive facilities with respect to the domestic industries concerned, and such other economic factors in such industries as it considers relevant, including prices, wages, sales, inventories, patterns of demand, capital investment, obsolescence of equipment, and diversification of production; and

(B) describe the nature and extent of any significant change in employment, profit levels, and use of productive facilities, and such other conditions as it deems relevant in the domestic industries concerned, which it believes are attributable to this Act.

Submittal period.

(c)(1) Each report required under subsection (a) shall be submitted to the Congress and to the President before the close of the nine-month period beginning on the day after the last day of the period covered by the report.

Public comment.

(2) The Commission shall provide opportunity for the submission by the public, either orally or in writing, or both, of information relating to matters that will be addressed in the reports.

Report to Congress.
19 USC 2705.

SEC. 216. IMPACT STUDY BY SECRETARY OF LABOR.

The Secretary of Labor, in consulation with other appropriate Federal agencies, shall undertake a continuing review and analysis of the impact which the implementation of the provisions of this title have with respect to United States labor; and shall make an annual written report to Congress on the results of such review and analysis.

SEC. 217. FEASIBILITY STUDY REGARDING A CARIBBEAN TRADE INSTITUTE.

(a) The Secretary of State shall prepare a study regarding the feasibility of establishing a Caribbean Trade Institute in Harlem, New York City, supported by a combination of Federal and private funds.

97 STAT. 395

(b) The study shall include, but not be limited to, an assessment of the extent to which, and the means by which, a Caribbean Trade Institute could—

(1) facilitate cooperation between public and private entities interested in engaging in or furthering Caribbean trade;

(2) serve as a catalyst for greater cultural exchange between the United States and Caribbean nations; and

(3) facilitate expansion of job opportunities both in the United States and the Caribbean Basin.

The study shall also include suggestions regarding the organization and staffing of such an institute.

Submittal to Congress.

(c) The study required by this section shall be submitted to the Congress within six months after the date of the enactment of this Act.

19 USC 2706.

SEC. 218. EFFECTIVE DATE OF SUBTITLE AND TERMINATION OF DUTY-FREE TREATMENT.

(a) EFFECTIVE DATE.—This subtitle shall take effect on the date of the enactment of this Act.

(b) TERMINATION OF DUTY-FREE TREATMENT.—No duty-free treatment extended to beneficiary countries under this subtitle shall remain in effect after September 30, 1995.

Subtitle B—Tax Provisions

SEC. 221. PAYMENT OF EXCISE TAXES COLLECTED ON RUM TO PUERTO RICO AND THE UNITED STATES VIRGIN ISLANDS.

26 USC 7652.

(a) IN GENERAL.—Section 7652 of the Internal Revenue Code of 1954 (relating to shipments to the United States) is amended by inserting after subsection (b) the following new subsection:

"(c) SHIPMENTS OF RUM TO THE UNITED STATES.—

26 USC 5001.

"(1) EXCISE TAXES ON RUM COVERED INTO TREASURIES OF PUERTO RICO AND VIRGIN ISLANDS.—All taxes collected under section 5001(a)(1) on rum imported into the United States (less the estimated amount necessary for payment of refunds and drawbacks) shall be covered into the treasuries of Puerto Rico and the Virgin Islands.

"(2) SECRETARY PRESCRIBES FORMULA.—The Secretary shall, from time to time, prescribe by regulation a formula for the division of such tax collections between Puerto Rico and the Virgin Islands and the timing and methods for transferring such tax collections.

"(3) RUM DEFINED.—For purposes of this subsection, the term 'rum' means any article classified under item 169.13 or 169.14 of the Tariff Schedules of the United States (19 U.S.C. 1202).

"(4) COORDINATION WITH SUBSECTIONS (a) AND (b).—Paragraph (1) shall not apply with respect to any rum subject to tax under subsection (a) or (b).".

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to articles imported into the United States after June 30, 1983.

26 USC 7652 note.

SEC. 222. TREATMENT OF CARIBBEAN CONVENTIONS, ETC.

(a) GENERAL RULE.—Subsection (h) of section 274 of the Internal Revenue Code of 1954 (relating to attendance at conventions, etc.) is amended by adding at the end thereof the following new paragraph:

26 USC 274.

"(6) TREATMENT OF CONVENTIONS IN CERTAIN CARIBBEAN COUNTRIES.—

"(A) IN GENERAL.—For purposes of this subsection, the term 'North American area' includes, with respect to any convention, seminar, or similar meeting, any beneficiary country if (as of the time such meeting begins)—

"North American area."

"(i) there is in effect a bilateral or multilateral agreement described in subparagraph (C) between such country and the United States providing for the exchange of information between the United States and such country, and

"(ii) there is not in effect a finding by the Secretary that the tax laws of such country discriminate against conventions held in the United States.

"(B) BENEFICIARY COUNTRY.—For purposes of this paragraph, the term 'beneficiary country' has the meaning given to such term by section 212(a)(1)(A) of the Caribbean Basin Economic Recovery Act; except that such term shall include Bermuda.

Ante, p. 384.

"(C) AUTHORITY TO CONCLUDE EXCHANGE OF INFORMATION AGREEMENTS.—

"(i) IN GENERAL.—The Secretary is authorized to negotiate and conclude an agreement for the exchange of information with any beneficiary country. Except as provided in clause (ii), an exchange of information agreement shall provide for the exchange of such information (not limited to information concerning nationals or residents of the United States or the beneficiary country) as may be necessary or appropriate to carry out and enforce the tax laws of the United States and the beneficiary country (whether criminal or civil proceedings), including information which may otherwise be subject to nondisclosure provisions of the local law of the beneficiary country such as provisions respecting bank secrecy and bearer shares. The exchange of information agreement shall be terminable by either country on reasonable notice and shall provide that information received by either country will be disclosed only to persons or authorities (including courts and administrative bodies) involved in the administration or oversight of, or in the determination of appeals in respect of, taxes of the United States or the beneficiary country and will be used by such persons or authorities only for such purposes.

"(ii) NONDISCLOSURE OF QUALIFIED CONFIDENTIAL INFORMATION SOUGHT FOR CIVIL TAX PURPOSES.—An exchange of information agreement need not provide for the exchange of qualified confidential information which is sought only for civil tax purposes if—

"(I) the Secretary of the Treasury, after making all reasonable efforts to negotiate an agreement which includes the exchange of such information, determines that such an agreement cannot be negotiated but that the agreement which was negotiated will significantly assist in the administration and enforcement of the tax laws of the United States, and

97 STAT. 397

"(II) the President determines that the agreement as negotiated is in the national security interest of the United States.

"(iii) QUALIFIED CONFIDENTIAL INFORMATION DEFINED.—For purposes of this subparagraph, the term 'qualified confidential information' means information which is subject to the nondisclosure provisions of any local law of the beneficiary country regarding bank secrecy or ownership of bearer shares.

"(iv) CIVIL TAX PURPOSES.—For purposes of this subparagraph, the determination of whether information is sought only for civil tax purposes shall be made by the requesting party.

26 USC 6103.

"(D) COORDINATION WITH SECTION 6103.—Any exchange of information agreement negotiated under subparagraph (C) shall be treated as an income tax convention for purposes of section 6103(k)(4).

"(E) DETERMINATIONS PUBLISHED IN THE FEDERAL REGISTER.—The following shall be published in the Federal Register—

"(i) any determination by the President under subparagraph (C)(ii) (including the reasons for such determination),

"(ii) any determination by the Secretary under subparagraph (C)(ii) (including the reasons for such determination), and

"(iii) any finding by the Secretary under subparagraph (A)(ii) (and any termination thereof)."

26 USC 274 note.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to conventions, seminars, or other meetings which begin after June 30, 1983.

SEC. 223. REPORT WITH RESPECT TO USE OF CARIBBEAN BASIN TAX HAVENS.

Submittal to congressional committees.

The Secretary of the Treasury shall, not later than ninety days after the date of the enactment of this Act, report to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate on—

(1) the level at which Caribbean Basin tax havens are being used to evade or avoid Federal taxes, and the effect on Federal revenues of such use,

(2) any information he may have on the relationship of such use to drug trafficking and other criminal activities, and

(3) current antitax haven enforcement activities of the Department of the Treasury.

Subtitle C—Sense of the Congress Regarding Sugar Imports

97 STAT. 398

SEC. 231. SUGAR IMPORTS.

It is the sense of the Congress that sugar from any Communist country in the Caribbean Basin or in Central America should not be imported into the United States.

Approved August 5, 1983.

LEGISLATIVE HISTORY—H.R. 2973 (H.R. 500):

HOUSE REPORTS: No. 98-120 (Comm. on Ways and Means) and No. 98-325 (Comm. of Conference).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  May 17, considered and passed House.
  June 16, considered and passed Senate, amended.
  July 14, House concurred in Senate amendment with an amendment.
  July 28, House and Senate agreed to conference report.

Public Law 98-161
98th Congress

97 STAT. 1012

Joint Resolution

Increasing the statutory limit on the public debt.

Nov. 21, 1983
[H.J. Res. 308]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 3101 of title 31, United States Code, is amended by striking out the dollar limitation contained in such subsection and inserting in lieu thereof "$1,389,000,000,000, or $1,490,000,000,000 on and after October 1, 1983,".

Public debt.
Increasing statutory limit.
96 Stat. 938.

Approved November 21, 1983.

LEGISLATIVE HISTORY—H.J. Res. 308:

HOUSE REPORT No. 98-566 (Comm. of Conference).
SENATE REPORT No. 98-279 (Comm. on Finance).
CONGRESSIONAL RECORD, Vol. 129 (1983):
  June 27, considered and passed House.
  Oct. 27-29, 31, considered and failed of passage in Senate.
  Nov. 16, considered and passed Senate, amended.
  Nov. 17, Senate agreed to conference report.
  Nov. 18, House agreed to conference report.

Public Law 98-52
98th Congress

An Act

To authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management, and for other purposes.

July 15, 1983
[H.R. 2065]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

National Aeronautics and Space Administration Authorization Act, 1984.

TITLE I

Sec. 101. That there is hereby authorized to be appropriated to the National Aeronautics and Space Administration to become available October 1, 1983:

Research and development.

(a) For "Research and development," for the following programs:

(1) Space transportation capability development, $2,009,400,000;

(2) Space transportation operations, $1,545,600,000;

(3) Physics and astronomy, $562,100,000;

(4) Planetary exploration, $220,400,000;

(5) Life sciences, $59,000,000;

(6) Space applications, $313,000,000;

(7) Technology utilization, $10,000,000;

(8) Aeronautical research and technology, $320,300,000;

(9) Space research and technology, $143,000,000; and

(10) Tracking and data systems, $700,200,000; and

Facilities construction.

(b) For "Construction of facilities," including land acquisition, as follows:

(1) Space Shuttle facilities at various locations as follows:

(A) Modifications for additional chillers for mission control center, Lyndon B. Johnson Space Center, $2,300,000; and

(B) Modifications to mobile launch platform, John F. Kennedy Space Center, $27,300,000; and

(C) Modification of manufacturing and final assembly facilities for external tanks, Michoud Assembly Facility, $11,700,000;

(2) Space Shuttle payload facilities at various locations as follows:

(A) Construction of cargo hazardous servicing facility, John F. Kennedy Space Center, $9,000,000; and

(B) Modifications to spacecraft assembly and encapsulation facility for cargo processing, John F. Kennedy Space Center, $3,000,000;

(3) Construction of frequency standards laboratory, Jet Propulsion Laboratory, $2,700,000;

(4) Modifications to space flight operations facility, Jet Propulsion Laboratory, $1,600,000;

(5) Construction of fluid mechanics laboratory, Ames Research Center, $3,900,000;

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(6) Construction of aeronautical tracking facility, Hugh L. Dryden Flight Research Facility, $800,000;

(7) Modifications and addition for composite materials laboratory, Langley Research Center, $5,100,000;

(8) Modifications to 30- by 60-foot wind tunnel, Langley Research Center, $4,400,000;

(9) Modifications for small engine component testing facility, Lewis Research Center, $7,000,000;

(10) Modifications to icing research tunnel, Lewis Research Center, $3,600,000;

(11) Relocation of 26-meter STDN antenna, Spain, $1,700,000;

(12) Repair of facilities at various locations, not in excess of $500,000 per project, $19,500,000;

(13) Rehabilitation and modification of facilities at various locations, not in excess of $500,000 per project, $24,500,000;

(14) Minor construction of new facilities and additions to existing facilities at various locations, not in excess of $250,000 per project, $4,800,000; and

(15) Facility planning and design not otherwise provided for, $9,200,000.

Research and program management.

(c) For "Research and program management," $1,242,500,000, and such additional or supplemental amounts as may be necessary for increases in salary, pay, retirement, or other employee benefits authorized by law.

Research and development.

(d) Notwithstanding the provisions of subsection 101(g), appropriations hereby authorized for "Research and development" may be used (1) for any items of a capital nature (other than acquisition of land) which may be required at locations other than installations of the Administration for the performance of research and development contracts, and (2) for grants to nonprofit institutions of higher education, or to nonprofit organizations whose primary purpose is the conduct of scientific research, for purchase or construction of additional research facilities; and title to such facilities shall be vested in the United States unless the Administrator determines that the national program of aeronautical and space activities will best be served by vesting title in any such grantee institution or organization. Each such grant shall be made under such conditions as the Administrator shall determine to be required to insure that the United States will receive therefrom benefit adequate to justify the making of that grant. None of the funds appropriated for "Research and development" pursuant to this Act may be used in accordance with this subsection for the construction of any major facility, the estimated cost of which, including collateral equipment, exceeds $250,000, unless the Administrator or his designee has notified the Speaker of the House of Representatives and the President of the Senate and the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate of the nature, location, and estimated cost of such facility.

(e) When so specified and to the extent provided in an appropriation Act, (1) any amount appropriated for "Research and development" or for "Construction of facilities" may remain available without fiscal year limitation, and (2) maintenance and operation of facilities, and support services contracts may be entered into under the "Research and program management" appropriation for periods not in excess of twelve months beginning at any time during the fiscal year.

97 STAT. 283

Scientific consultations or extraordinary expenses.

(f) Appropriations made pursuant to subsection 101(c) may be used, but not to exceed $35,000, for scientific consultations or extraordinary expenses upon the approval or authority of the Administrator and his determination shall be final and conclusive upon the accounting officers of the Government.

(g) Of the funds appropriated pursuant to subsections 101(a) and 101(c), not in excess of $75,000 for each project, including collateral equipment, may be used for construction of new facilities and additions to existing facilities, and for repair, rehabilitation, or modification of facilities: *Provided,* That, of the funds appropriated pursuant to subsection 101(a), not in excess of $250,000 for each project, including collateral equipment, may be used for any of the foregoing for unforeseen programmatic needs.

SEC. 102. Authorization is hereby granted whereby any of the amounts prescribed in paragraphs (1) through (14), inclusive, of subsection 101(b)—

(1) in the discretion of the Administrator or his designee, may be varied upward 10 percent, or

Report to congressional committees.

(2) following a report by the Administrator or his designee to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate on the circumstances of such action, may be varied upward 25 percent,

to meet unusual cost variations, but the total cost of all work authorized under such paragraphs shall not exceed the total of the amounts specified in such paragraphs.

Transfer of funds.

SEC. 103. Not to exceed one half of 1 percent of the funds appropriated pursuant to subsection 101(a) hereof may be transferred to and merged with the "Construction of facilities" appropriation, and, when so transferred, together with $10,000,000 of the funds appropriated pursuant to subsection 101(b) hereof (other than funds appropriated pursuant to paragraph (15) of such subsection) shall be available for expenditure to construct, expand, or modify laboratories and other installations at any location (including locations specified in subsection 101(b)), if (1) the Administrator determines such action to be necessary because of changes in the national program of aeronautical and space activities or new scientific or engineering developments and (2) he determines that deferral of such action until the enactment of the next authorization Act would be inconsistent with the interest of the Nation in aeronautical and space activities. The funds so made available may be expended to acquire, construct, convert, rehabilitate, or install permanent or temporary public works, including land acquisition, site preparation, appurtenances, utilities, and equipment. No portion of such sums may be obligated for expenditure or expended to construct, expand, or modify laboratories and other installations unless (A) a period of 30 days has passed after the Administrator or his designee has transmitted to the Speaker of the House of Representatives and to the President of the Senate and to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation of the Senate a written report containing a full and complete statement concerning (i) the nature of such construction, expansion, or modification, (ii) the cost thereof including the cost of any real estate action pertaining thereto, and (iii) the reason why such construction, expansion, or modification is necessary in the national interest, or (B) each such committee before the expiration of such period has transmitted to the Administrator written notice to the effect that such committee has no objection to the proposed action.

Report to congressional committees.

97 STAT. 284

Restrictions.

SEC. 104. Notwithstanding any other provision of this Act—

(1) no amount appropriated pursuant to this Act may be used for any program deleted by the Congress from requests as originally made to either the House Committee on Science and Technology or the Senate Committee on Commerce, Science, and Transportation,

(2) no amount appropriated pursuant to this Act may be used for any program in excess of the amount actually authorized for that particular program by subsections 101(a) and 101(c), and

(3) no amount appropriated pursuant to this Act may be used for any program which has not been presented to or requested of either such committee,

Notification to congressional committees.

unless (A) a period of 30 days has passed after the receipt by the Speaker of the House of Representatives and the President of the Senate and each such committee of notice given by the Administrator or his designee containing a full and complete statement of the action proposed to be taken and the facts and circumstances relied upon in support of such proposed action, or (B) each such committee before the expiration of such period has transmitted to the Administrator written notice to the effect that such committee has no objection to the proposed action.

Federal research funds, geographical distribution. 42 USC 2459 note.

SEC. 105. It is the sense of the Congress that it is in the national interest that consideration be given to geographical distribution of Federal research funds whenever feasible, and that the National Aeronautics and Space Administration should explore ways and means of distributing its research and development funds whenever feasible.

SEC. 106. The authorization for space transportation capability development includes provision for the production activities necessary to provide for a fleet of Space Shuttle orbiters, including the production of structural and component spares, necessary to ensure confident and cost-effective operation of the orbiter fleet, as well as provisions for maintaining production readiness for a fifth orbiter vehicle.

SEC. 107. Title III of the National Aeronautics and Space Act of 1958, as amended, is amended by adding at the end thereof the following new section:

"MISUSE OF AGENCY NAME AND INITIALS

42 USC 2459b. 42 USC 2457.

"SEC. 310. (a) No person (as defined by section 305) may (1) knowingly use the words 'National Aeronautics and Space Administration' or the letters 'NASA', or any combination, variation, or colorable imitation of those words or letters either alone or in combination with other words or letters, as a firm or business name in a manner reasonably calculated to convey the impression that such firm or business has some connection with, endorsement of, or authorization from, the National Aeronautics and Space Administration which does not, in fact, exist; or (2) knowingly use those words or letters or any combination, variation, or colorable imitation thereof either alone or in combination with other words or letters in connection with any product or service being offered or made available to the public in a manner reasonably calculated to convey the impression that such product or service has the authorization, support, sponsorship, or endorsement of, or the development, use, or manufacture by or on behalf of the National Aeronautics and Space Administration which does not, in fact, exist.

Violations.

"(b) Whenever it appears to the Attorney General that any person is engaged in an act or practice which constitutes or will constitute conduct prohibited by subsection (a), the Attorney General may initiate a civil proceeding in a district court of the United States to enjoin such act or practice.".

42 USC 2452.

SEC. 108. Section 103(1) of the National Aeronautics and Space Act of 1958, as amended, is amended, by striking out "and (C)" and inserting in lieu thereof "(C) the operation of a space transportation system including the Space Shuttle, upper stages, space platforms, and related equipment, and (D)".

Transfer of land.

SEC. 109. Notwithstanding any other provision of law, there shall be transferred to NASA three government-owned tracts of NASA used land and improvements thereon (totalling approximately 33.5 acres) at Ellington Air Force Base, Texas, without any transfer of funds therefor.

42 USC 2466.

SEC. 110. Any decision or proposed policy by the President or the National Aeronautics and Space Administration to commercialize some or all of the existing expendable launch vehicle technologies and associated facilities and equipment shall be presented to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Science and Technology of the House of Representatives for their review. No such decision or policy shall be implemented unless (A) a period of 30 days has passed after the receipt by each such committee of a full and complete statement of the decision or proposed policy and the facts and circumstances relied upon in support of such decision or proposed policy, or (B) each such committee before the expiration of such period has transmitted to the Administrator written notice to the effect that such committee has no objection to the decision or proposed policy.

SEC. 111. This Act may be cited as the "National Aeronautics and Space Administration Authorization Act, 1984"

Short title.

TITLE II

SEC. 201. There is authorized to be appropriated $29,336,000 for the fiscal year 1984 for the purpose of operating the land remote sensing satellite system, including provision for storage of a backup satellite.

SEC. 202. Notwithstanding title II of the National Aeronautics and Space Administration Authorization Act, 1983, the Secretary of Commerce shall not transfer the ownership or management of any civil land, meteorological, or ocean remote sensing space satellite system and associated ground system equipment unless, in addition to any other requirement of law—

Transference of civil land, meteorological, or ocean remote sensing space satellite system.
15 USC 1517 note.
96 Stat. 1601.

(1) the Secretary of Commerce or his designee has presented, in writing, to the Speaker of the House of Representatives and the President of the Senate, and to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate, a comprehensive statement of recommended policies, procedures, conditions, and limitations to which any transfer should be subject; and

97 STAT. 286

(2) the Congress thereafter enacts a law which contains such policies, procedures, conditions, or limitations (or a combination thereof) as it deems appropriate for any such transfer.

Approved July 15, 1983.

LEGISLATIVE HISTORY—H.R. 2065 (S. 1096):

HOUSE REPORT No. 98-65 (Comm. on Science and Technology).
SENATE REPORT No. 98-108 accompanying S. 1096 (Comm. on Commerce, Science, and Transportation).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Apr. 26, considered and passed House.
June 15, S. 1096 considered and passed Senate.
June 28, H.R. 2065 considered and passed Senate, amended.
June 29, House concurred in Senate amendments.

Public Law 98-57
98th Congress

97 STAT. 293

An Act

To amend the Act of July 2, 1940, as amended, pertaining to appropriations for the Canal Zone Biological Area.

July 22, 1983
[S. 929]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 7 of the Act of July 2, 1940 (20 U.S.C. 79e), is amended by striking out ", not to exceed $750,000,".

Canal Zone Biological Area, amendment.

SEC. 2. The provision in the first section of this Act shall take effect on October 1, 1983.

Effective date.
20 USC 79e note.

Approved July 22, 1983.

LEGISLATIVE HISTORY—S. 929:

HOUSE REPORT No. 98-283 (Comm. on Merchant Marine and Fisheries).
SENATE REPORT No. 98-96 (Comm. on Rules and Administration).
CONGRESSIONAL RECORD, Vol. 129 (1983):
May 25, considered and passed Senate.
July 12, considered and passed House.

966

TRANSPORTATION ACTS

Public Law 98-6
98th Congress

97 STAT. 11

An Act

To repeal section 311 of the Federal Public Transportation Act of 1982.

Mar. 16, 1983
[H.R. 1572]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 311 of the Federal Public Transportation Act of 1982 is repealed.

Federal Public Transportation Act of 1982, amendment.
96 Stat. 2152.

Approved March 16, 1983.

LEGISLATIVE HISTORY—H.R. 1572:

CONGRESSIONAL RECORD, Vol. 129 (1983):
Feb. 24, considered and passed House.
Mar. 2, considered and passed Senate.

Public Law 98-17
98th Congress

97 STAT. 59

An Act

To establish uniform national standards for the continued regulation, by the several States, of commercial motor vehicle width on interstate highways.

Apr. 5, 1983
[S. 926]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) part B of title IV of the Surface Transportation Assistance Act of 1982 (49 U.S.C. 2311 et seq.) is amended by adding at the end thereof the following new section:

Commercial motor vehicle width limitation standards.
96 Stat. 2159.
49 USC app. 2311 *et seq.*

"COMMERCIAL MOTOR VEHICLE WIDTH LIMITATION

"SEC. 416. (a) No State, other than the State of Hawaii, shall establish, maintain, or enforce any regulation of commerce which imposes a vehicle width limitation of more or less than 102 inches on any segment of the National System of Interstate and Defense Highways, or any other qualifying Federal-aid highway as designated by the Secretary of Transportation, with traffic lanes designed to be a width of twelve feet or more; except that a State may continue to enforce any regulation of commerce in effect on April 6, 1983, with respect to motor vehicles that exceed 102 inches in width until the date on which such State adopts a regulation of commerce which complies with the provisions of this subsection.

49 USC app. 2316.

"(b) Notwithstanding the provisions of this section or any other provision of law, certain safety devices which the Secretary of Transportation determines are necessary for safe and efficient operation of motor vehicles shall not be included in the calculation of width.

"(c) Notwithstanding the provisions of this section or any other provision of law, a State may grant special use permits to motor vehicles that exceed 102 inches in width.

"(d) Notwithstanding any other provision of law and in accordance with the provisions of this section, a State shall have authority to enforce a commercial vehicle width limitation of 102 inches on any segment of the National System of Interstate and Defense Highways, or any other qualifying Federal-aid highway as designated by the Secretary of Transportation, with traffic lanes designed to be a width of twelve feet or more.

Effective date.

"(e) The provisions of this section shall take effect on April 6, 1983."

97 STAT. 60

96 Stat. 2159.
49 USC 2311.

(b) The heading of Part B of title IV of the Surface Transportation Assistance Act of 1982 is amended by inserting "AND WIDTH" immediately after "LENGTH".

Repeal.

23 USC 127 note.

SEC. 2. Section 321 of the Department of Transportation and Related Agencies Appropriations Act, 1983 (Public Law 97-369; 96 Stat. 1784) is repealed.

Approved April 5, 1983.

LEGISLATIVE HISTORY—S. 926:

CONGRESSIONAL RECORD, Vol. 129 (1983):
Mar. 24, considered and passed Senate and House.

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97 STAT. 204

Public Law 98-37
98th Congress

An Act

June 6, 1983
[S. 967]

To amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1984, 1985, and 1986.

Independent Safety Board Act of 1974, appropriations authorization.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 309 of the Independent Safety Board Act of 1974 (49 U.S.C. 1907) is amended by adding at the end thereof the following new sentence: "There are authorized to be appropriated for the purposes of this Act not to exceed $22,600,000 for the fiscal year ending September 30, 1984, $24,500,000 for the fiscal year ending September 30, 1985, and $26,100,000 for the fiscal year ending September 30, 1986, such sums to remain available until expended.".

Approved June 6, 1983.

LEGISLATIVE HISTORY—S. 967 (H.R. 1707):

HOUSE REPORTS: No. 98-154 Pt. 1 (Comm. on Public Works and Transportation) and Pt. 2 (Comm. on Energy and Commerce).
SENATE REPORT No. 98-43 (Comm. on Commerce, Science and Transportation).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Apr. 7, considered and passed Senate.
May 23, 24, H.R. 1707, considered and passed House; S. 967, passed in lieu.

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97 STAT. 500

Public Law 98-89
98th Congress

An Act

Aug. 26, 1983
[S. 46]

To revise, consolidate, and enact certain laws related to vessels and seamen as subtitle II of title 46, United States Code, "Shipping".

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SUBTITLE II OF TITLE 46, UNITED STATES CODE

Shipping.
Enactment as Subtitle II of title 46, United States Code.
46 USC note prec. 2101.

SECTION 1. Certain general and permanent laws of the United States, related to vessels and seamen, are revised, consolidated, and enacted as title 46,[1] United States Code, "Shipping", as follows:

TITLE 46—SHIPPING

SUBTITLE Sec.
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[BALANCE OF TITLE RESERVED]

SUBTITLE II—VESSELS AND SEAMEN

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LEGISLATIVE HISTORY—S. 46:

HOUSE REPORT No. 98-338 (Comm. on Merchant Marine and Fisheries).
SENATE REPORT No. 98-56 (Comm. on Commerce, Science, and Transportation).
CONGRESSIONAL RECORD, Vol. 129 (1983):
Apr. 28, considered and passed Senate.
Aug. 1, considered and passed House, amended.
Aug. 3, Senate concurred in House amendment.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 35 (1983):
Aug. 27, Presidential statement.

VETERANS ACTS

Public Law 98-77
98th Congress

97 STAT. 443

An Act

To establish an emergency program of job training assistance for unemployed Korean conflict and Vietnam-era veterans, and for other purposes.

Aug. 15, 1983
[H.R. 2355]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Emergency Veterans' Job Training Act of 1983.

SHORT TITLE; TABLE OF CONTENTS

SECTION 1. This Act may be cited as the "Emergency Veterans' Job Training Act of 1983".

29 USC 1721 note.

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Sec. 19. Effective date.

PURPOSE

SEC. 2. The purpose of this Act is to address the problem of severe and continuing unemployment among veterans by providing, in the form of payments to defray the costs of training, incentives to employers to hire and train certain wartime veterans who have been unemployed for long periods of time for stable and permanent positions that involve significant training.

29 USC 1721 note.

DEFINITIONS

SEC. 3. For the purposes of this Act:

29 USC 1721 note.

(1) The term "Administrator" means the Administrator of Veterans' Affairs.

(2) The term "Secretary" means the Secretary of Labor.

(3) The terms "veteran", "Korean conflict", "compensation", "service-connected", "active military, naval, or air service", "State", and "Vietnam era", have the meanings given such terms in paragraphs (2), (9), (13), (16), (20), (24), and (29), respectively, of section 101 of title 38, United States Code.

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ESTABLISHMENT OF PROGRAM

SEC. 4. (a) The Administrator and, to the extent specifically provided by this Act, the Secretary shall carry out a program in

29 USC 1721 note.

accordance with this Act to assist eligible veterans in obtaining employment through training for employment in stable and permanent positions that involve significant training. The program shall be carried out through payments to employers who employ and train eligible veterans in such jobs in order to assist such employers in defraying the costs of necessary training.

(b) The Secretary shall carry out the Secretary's responsibilities under this Act through the Assistant Secretary of Labor for Veterans' Employment established under section 2002A of title 38, United States Code.

ELIGIBILITY FOR PROGRAM; DURATION OF ASSISTANCE

29 USC 1721 note.

SEC. 5. (a)(1) To be eligible for participation in a job training program under this Act, a veteran must be a Korean conflict or Vietnam-era veteran who—

(A) is unemployed at the time of applying for participation in a program under this Act; and

(B) has been unemployed for at least fifteen of the twenty weeks immediately preceding the date of such veteran's application for participation in a program under this Act.

"Korean conflict or Vietnam-era veteran."

(2) For purposes of paragraph (1), the term "Korean conflict or Vietnam-era veteran" means a veteran—

(A) who served in the active military, naval, or air service for a period of more than one hundred and eighty days, any part of which was during the Korean conflict or the Vietnam era; or

(B) who served in the active military, naval, or air service during the Korean conflict or the Vietnam era and—

(i) was discharged or released therefrom for a service-connected disability; or

(ii) is entitled to compensation (or but for the receipt of retirement pay would be entitled to compensation).

(3) For purposes of paragraph (1), a veteran shall be considered to be unemployed during any period the veteran is without a job and wants and is available for work.

Application for participation.

(b)(1) A veteran who desires to participate in a program of job training under this Act shall submit to the Administrator an application for participation in such a program. Such an application—

(A) shall include a certification by the veteran that the veteran is unemployed and meets the other criteria for eligibility prescribed by subsection (a); and

(B) shall be in such form and contain such additional information as the Administrator may prescribe.

(2)(A) Subject to subparagraph (B), the Administrator shall approve an application by a veteran for participation in a program of job training under this Act unless the Administrator finds that the veteran is not eligible to participate in a program of job training under this Act.

Limitation of participants.

(B) The Administrator may withhold approval of an application of a veteran under this Act if the Administrator determines that, because of limited funds available for the purpose of making payments to employers under this Act, it is necessary to limit the number of participants in programs under this Act.

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Certification of eligibility.

(3)(A) The Administrator shall certify as eligible for participation under this Act a veteran whose application is approved under this subsection and shall furnish the veteran with a certificate of that veteran's eligibility for presentation to an employer offering a program of job training under this Act. Any such certificate shall expire 60 days after it is furnished to the veteran. The date on which a certificate is furnished to a veteran under this paragraph shall be stated on the certificate.

(B) A certificate furnished under this paragraph may, upon the veteran's application, be renewed in accordance with the terms and conditions of subparagraph (A).

Maximum training period.

(c) The maximum period of training for which assistance may be provided on behalf of a veteran under this Act is—

(1) fifteen months in the case of—

(A) a veteran with a service-connected disability rated at 30 percent or more; or

(B) a veteran with a service-connected disability rated at 10 percent or 20 percent who has been determined under section 1506 of title 38, United States Code, to have a serious employment handicap; and

(2) nine months in the case of any other veteran.

EMPLOYER JOB TRAINING PROGRAMS

Occupational criteria. 29 USC 1721 note.

SEC. 6. (a)(1) Except as provided in paragraph (2), in order to be approved as a program of job training under this Act, a program of job training of an employer approved under section 7 must provide training for a period of not less than six months in an occupation in a growth industry, in an occupation requiring the use of new technological skills, or in an occupation for which demand for labor exceeds supply.

(2) A program of job training providing training for a period of at least three but less than six months may be approved if the Administrator determines (in accordance with standards which the Administrator shall prescribe) that the purpose of this Act would be met through that program.

(b) Subject to section 10 and the other provisions of this Act, a veteran who has been approved for participation in a program of job training under this Act and has a current certificate of eligibility for such participation may enter a program of job training that has been approved under section 7 and that is offered to the veteran by the employer.

APPROVAL OF EMPLOYER PROGRAMS

29 USC 1721 note.

SEC. 7. (a)(1) An employer may be paid assistance under section 8(a) on behalf of an eligible veteran employed by such employer and participating in a program of job training offered by that employer only if the program is approved under this section and in accordance with such procedures as the Administrator may by regulation prescribe.

(2) Except as provided in subsection (b), the Administrator shall approve a proposed program of job training of an employer unless the Administrator determines that the application does not contain a certification and other information meeting the requirements established under this section or that withholding of approval is warranted under subsection (g).

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Employment restrictions.

(b) The Administrator may not approve a program of job training—

(1) for employment which consists of seasonal, intermittent, or temporary jobs;

(2) for employment under which commissions are the primary source of income;

(3) for employment which involves political or religious activities;

(4) for employment with any department, agency, instrumentality, or branch of the Federal Government (including the United States Postal Service and the Postal Rate Commission); or

(5) if the training will not be carried out in a State.

Application by employer.

(c) An employer offering a program of job training that the employer desires to have approved for the purposes of this Act shall submit to the Administrator a written application for such approval. Such application shall be in such form as the Administrator shall prescribe.

Required certification by employer.

(d) An application under subsection (c) shall include a certification by the employer of the following:

(1) That the employer is planning that, upon a veteran's completion of the program of job training, the employer will employ the veteran in a position for which the veteran has been

trained and that the employer expects that such a position will be available on a stable and permanent basis to the veteran at the end of the training period.

(2) That the wages and benefits to be paid to a veteran participating in the employer's program of job training will be not less than the wages and benefits normally paid to other employees participating in a comparable program of job training.

(3) That the employment of a veteran under the program—

(A) will not result in the displacement of currently employed workers (including partial displacement such as a reduction in the hours of nonovertime work, wages, or employment benefits); and

(B) will not be in a job (i) while any other individual is on layoff from the same or any substantially equivalent job, or (ii) the opening for which was created as a result of the employer having terminated the employment of any regular employee or otherwise having reduced its work force with the intention of hiring a veteran in such job under this Act.

(4) That the employer will not employ in the program of job training a veteran who is already qualified by training and experience for the job for which training is to be provided.

(5) That the job which is the objective of the training program is one that involves significant training.

(6) That the training content of the program is adequate, in light of the nature of the occupation for which training is to be provided and of comparable training opportunities in such occupation, to accomplish the training objective certified under clause (2) of subsection (e).

(7) That each participating veteran will be employed full time in the program of job training.

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(8) That the training period under the proposed program is not longer than the training periods that employers in the community customarily require new employees to complete in order to become competent in the occupation or job for which training is to be provided.

(9) That there are in the training establishment or place of employment such space, equipment, instructional material, and instructor personnel as needed to accomplish the training objective certified under clause (2) of subsection (e).

(10) That the employer will keep records adequate to show the progress made by each veteran participating in the program and otherwise to demonstrate compliance with the requirements established under this Act.

(11) That the employer will furnish each participating veteran, before the veteran's entry into training, with a copy of the employer's certification under this subsection and will obtain and retain the veteran's signed acknowledgment of having received such certification.

(12) That the program meets such other criteria as the Administrator may determine are essential for the effective implementation of the program established by this Act.

(e) A certification under subsection (d) shall include—

(1) a statement indicating (A) the total number of hours of participation in the program of job training to be offered a veteran, (B) the length of the program of job training, and (C) the starting rate of wages to be paid to a participant in the program; and

(2) a description of the training content of the program (including any agreement the employer has entered into with an educational institution under section 8) and of the objective of the training.

(f)(1) Except as specified in paragraph (2), each matter required to be certified to in paragraphs (1) through (11) of subsection (d) shall be considered to be a requirement established under this Act.

(2)(A) For the purposes of section 8(c), only matters required to be certified in paragraphs (1) through (10) of subsection (d) shall be so considered.

(B) For the purposes of section 11, a matter required to be certified under paragraph (12) of subsection (d) shall also be so considered.

Regulations.

(g) In accordance with regulations which the Administrator shall prescribe, the Administrator may withhold approval of an employer's proposed program of job training pending the outcome of an investigation under section 12 and, based on the outcome of such an investigation, may disapprove such program.

(h) For the purposes of this section, approval of a program of apprenticeship or other on-job training for the purposes of section 1787 of title 38, United States Code, shall be considered to meet all requirements established under this Act for approval of a program of job training.

PAYMENTS TO EMPLOYERS; OVERPAYMENT

29 USC 1721 note.

SEC. 8. (a)(1) Except as provided in paragraph (3) and subsection (b) and subject to the provisions of section 9, the Administrator shall make quarterly payments to an employer of a veteran participating in an approved program of job training under this Act. Subject to section 5(c) and paragraph (2), the amount paid to an employer on behalf of a veteran for any period of time shall be 50 percent of the product of (A) the starting hourly rate of wages paid to the veteran by the employer (without regard to overtime or premium pay), and (B) the number of hours worked by the veteran during that period.

(2) The total amount that may be paid to an employer on behalf of a veteran participating in a program of job training under this Act is $10,000.

(3) In order to relieve financial burdens on business enterprises with relatively few numbers of employees, the Administrator may make payments under this Act on a monthly, rather than quarterly, basis to an employer with a number of employees less than a number which shall be specified in regulations which the Administrator shall prescribe for the purposes of this paragraph.

Certification.

(b) Payment may not be made to an employer for a period of training under this Act on behalf of a veteran until the Administrator has received—

(1) from the veteran, a certification that the veteran was employed full time by the employer in a program of job training during such period; and

(2) from the employer, a certification—

(A) that the veteran was employed by the employer during that period and that the veteran's performance and progress during such period were satisfactory; and

(B) of the number of hours worked by the veteran during that period.

With respect to the first such certification by an employer with respect to a veteran, the certification shall indicate the date on which the employment of the veteran began and the starting hourly rate of wages paid to the veteran (without regard to overtime or premium pay).

Liability to U.S.

(c)(1)(A) Whenever the Administrator finds that an overpayment under this Act has been made to an employer on behalf of a veteran as a result of a certification, or information contained in an application, submitted by an employer which was false in any material respect, the amount of such overpayment shall constitute a liability of the employer to the United States.

(B) Whenever the Administrator finds that an employer has failed in any substantial respect to comply for a period of time with a requirement established under this Act (unless the employer's failure is the result of false or incomplete information provided by the veteran), each amount paid to the employer on behalf of a veteran for that period shall be considered to be an overpayment under this Act, and the amount of such overpayment shall constitute a liability of the employer to the United States.

(2) Whenever the Administrator finds that an overpayment under this Act has been made to an employer on behalf of a veteran as a result of a certification by the veteran, or as a result of information provided to an employer or contained in an application submitted by the veteran, which was willfully or negligently false in any material respect, the amount of such overpayment shall constitute a liability of the veteran to the United States.

Overpayment recovery.

(3) Any overpayment referred to in paragraph (1) or (2) may be recovered in the same manner as any other debt due the United States. Any overpayment recovered shall be credited to funds available to make payments under this Act. If there are no such funds, any overpayment recovered shall be deposited into the Treasury.

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Waiver.

(4) Any overpayment referred to in paragraph (1) or (2) may be waived, in whole or in part, in accordance with the terms and conditions set forth in section 3102 of title 38, United States Code.

ENTRY INTO PROGRAM OF JOB TRAINING

29 USC 1721 note.

Notification to Administrator.

SEC. 9. Notwithstanding any other provision of this Act, the Administrator may withhold or deny approval of a veteran's entry into an approved program of job training if the Administrator determines that funds are not available to make payments under this Act on behalf of the veteran to the employer offering that program. Before the entry of a veteran into an approved program of job training of an employer for purposes of assistance under this Act, the employer shall notify the Administrator of the employer's intention to employ that veteran. The veteran may begin such program of job training with the employer two weeks after the notice is transmitted to the Administrator unless within that time the employer has received notice from the Administrator that approval of the veteran's entry into that program of job training must be withheld or denied in accordance with this section.

PROVISION OF TRAINING THROUGH EDUCATIONAL INSTITUTIONS

29 USC 1721 note.

38 USC 1651 *et seq.*

SEC. 10. An employer may enter into an agreement with an educational institution that has been approved for the enrollment of veterans under chapter 34 of title 38, United States Code, in order that such institution may provide a program of job training (or a portion of such a program) under this Act. When such an agreement has been entered into, the application of the employer under section 7 shall so state and shall include a description of the training to be provided under the agreement.

DISCONTINUANCE OF APPROVAL OF PARTICIPATION IN CERTAIN EMPLOYER PROGRAMS

29 USC 1721 note.

Notification to employer and veteran; hearing.

SEC. 11. If the Administrator finds at any time that a program of job training previously approved by the Administrator for the purposes of this Act thereafter fails to meet any of the requirements established under this Act, the Administrator may immediately disapprove further participation by veterans in that program. The Administrator shall provide to the employer concerned, and to each veteran participating in the employer's program, a statement of the reasons for, and an opportunity for a hearing with respect to, such disapproval. The employer and each such veteran shall be notified of such disapproval, the reasons for such disapproval, and the opportunity for a hearing. Notification shall be by a certified or registered letter, and a return receipt shall be secured.

INSPECTION OF RECORDS; INVESTIGATIONS

29 USC 1721 note.

SEC. 12. (a) The records and accounts of employers pertaining to veterans on behalf of whom assistance has been paid under this Act, as well as other records that the Administrator determines to be necessary to ascertain compliance with the requirements established under this Act, shall be available at reasonable times for examination by authorized representatives of the Federal Government.

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(b) The Administrator may monitor employers and veterans participating in programs of job training under this Act to determine compliance with the requirements established under this Act.

(c) The Administrator may investigate any matter the Administrator considers necessary to determine compliance with the requirements established under this Act. The investigations authorized by this subsection may include examining records (including making certified copies of records), questioning employees, and entering into any premises or onto any site where any part of a program of job training is conducted under this Act, or where any of the records of the employer offering or providing such program are kept.

Agreement with Labor Department.

(d) The Administrator may administer functions under subsections (b) and (c) in accordance with an agreement between the Administrator and the Secretary providing for the administration of such subsections (or any portion of such subsections) by the Department of Labor. Under such an agreement, any entity of the Department of Labor specified in the agreement may administer such subsections, notwithstanding section 4(b).

COORDINATION WITH OTHER PROGRAMS

29 USC 1721 note.

SEC. 13. (a)(1) Assistance may not be paid under this Act to an employer on behalf of a veteran for any period of time described in paragraph (2) and to such veteran under chapter 31, 32, 34, 35, or 36 of title 38, United States Code, for the same period of time.

38 USC 1501, 1601, 1651, 1700, 1770.

(2) A period of time referred to in paragraph (1) is the period of time beginning on the date on which the veteran enters into an approved program of job training of an employer for purposes of assistance under this Act and ending on the last date for which such assistance is payable.

(b) Assistance may not be paid under this Act to an employer on behalf of an eligible veteran for any period if the employer receives for that period any other form of assistance on account of the training or employment of the veteran, including assistance under the Job Training Partnership Act (29 U.S.C. 1501 et seq.) or a credit under section 44B of the Internal Revenue Code of 1954 (26 U.S.C. 44B) (relating to credit for employment of certain new employees).

96 Stat. 1322.

(c) Assistance may not be paid under this Act on behalf of a veteran who has completed a program of job training under this Act.

COUNSELING

29 USC 1721 note.

SEC. 14. The Administrator and the Secretary may, upon request, provide employment counseling services to any veteran eligible to participate under this Act in order to assist such veteran in selecting a suitable program of job training under this Act.

INFORMATION AND OUTREACH; USE OF AGENCY RESOURCES

29 USC 1721 note.

SEC. 15. (a)(1) The Administrator and the Secretary shall jointly provide for an outreach and public information program—

(A) to inform veterans about the employment and job training opportunities available under this Act, under chapters 31, 34, 36, 41, and 42 of title 38, United States Code, and under other provisions of law; and

38 USC 1501, 1651, 1770, 2001, 2011.

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(B) to inform private industry and business concerns (including small business concerns), public agencies and organizations, educational institutions, trade associations, and labor unions about the job training opportunities available under, and the advantages of participating in, the program established by this Act.

(2) The Secretary, in consultation with the Administrator, shall promote the development of employment and job training opportunities for veterans by encouraging potential employers to make programs of job training under this Act available for eligible veterans, by advising other appropriate Federal departments and agencies of the program established by this Act, and by advising employers of applicable responsibilities under chapters 41 and 42 of title 38, United States Code, with respect to veterans.

38 USC 2001 *et seq.*, 2011 *et seq.*

(b) The Administrator and the Secretary shall coordinate the outreach and public information program under subsection (a)(1), and job development activities under subsection (a)(2), with job counseling, placement, job development, and other services provided for under chapters 41 and 42 of title 38, United States Code, and with other similar services offered by other public agencies and organizations.

(c)(1) The Administrator and the Secretary shall make available in regional and local offices of the Veterans' Administration and the Department of Labor such personnel as are necessary to facilitate the effective implementation of this Act.

(2) In carrying out the responsibilities of the Secretary under this Act, the Secretary shall make maximum use of the services of State and Assistant State Directors for Veterans' Employment, disabled veterans' outreach program specialists, and employees of local offices appointed pursuant to sections 2003, 2003A, and 2004 of title 38, United States Code. The Secretary shall also use such resources as are available under part C of title IV of the Job Training Partnership Act (29 U.S.C. 1501 et seq.). To the extent that the Administrator withholds approval of veterans' applications under this Act pursuant to section 5(b)(2)(B), the Secretary shall take steps to assist such veterans in taking advantage of opportunities that may be available to them under title III of that Act or under any other program carried out with funds provided by the Secretary.

96 Stat. 1437.

96 Stat. 1380.
29 USC 1721.

96 Stat. 1364.
29 USC 1651.

Small business opportunities.

(d) The Secretary shall request and obtain from the Administrator of the Small Business Administration a list of small business concerns and shall, on a regular basis, update such list. Such list shall be used to identify and promote possible training and employment opportunities for veterans.

Application and certification assistance.

(e) The Administrator and the Secretary shall assist veterans and employers desiring to participate under this Act in making application and completing necessary certifications.

AUTHORIZATION OF APPROPRIATIONS

29 USC 1721 note.

SEC. 16. There is authorized to be appropriated to the Veterans' Administration $150,000,000 for each of fiscal years 1984 and 1985 for the purpose of making payments to employers under this Act and for the purpose of section 18 of this Act. Amounts appropriated pursuant to this section shall remain available until September 30, 1986.

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TERMINATION OF PROGRAM

29 USC 1721 note.

SEC. 17. (a) Except as provided under subsection (b), assistance may not be paid to an employer under this Act—

(1) on behalf of a veteran who applies for a program of job training under this Act after September 30, 1984; or

(2) for any such program which begins after December 31, 1984.

(b) If funds are not both appropriated under section 16 and made available by the Director of the Office of Management and Budget to the Veterans' Administration on or before October 1, 1983, for the purpose of making payments to employers under this Act, assistance may be paid to an employer under this Act on behalf of a veteran if the veteran—

(1) applies for a program of job training under this Act within one year after the date on which funds so appropriated are made available to the Veterans' Administration by the Director; and

(2) begins participation in such program within fifteen months after such date.

EXPANSION OF TARGETED DELIMITING DATE EXTENSION

Vocational education program.
29 USC 1721 note.

SEC. 18. (a) Subject to the limitation on the availability of funds set forth in subsection (b), an associate degree program which is predominantly vocational in content may be considered by the Administrator, for the purposes of section 1662(a)(3) of title 38, United States Code, to be a course with an approved vocational objective if such degree program meets the requirements established in such title for approval of such program.

(b) Funds for the purpose of carrying out subsection (a) shall be derived only from amounts appropriated pursuant to the authorizations of appropriations in section 16. Not more than a total of $25,000,000 of amounts so appropriated for fiscal years 1984 and 1985 shall be available for that purpose.

EFFECTIVE DATE

29 USC 1721 note.

SEC. 19. This Act shall take effect on October 1, 1983.

Approved August 15, 1983.

LEGISLATIVE HISTORY—H.R. 2355 (S. 1033):

HOUSE REPORT No. 98-116 (Comm. on Veterans' Affairs).
SENATE REPORT No. 98-132 accompanying S. 1033 (Comm. on Veterans' Affairs).
CONGRESSIONAL RECORD, Vol. 129 (1983):
June 6, 7, considered and passed House.
June 15, considered and passed Senate, amended, in lieu of S. 1033.
Aug. 3, Senate concurred in House amendments.

Public Law 98-160
98th Congress

97 STAT. 993

An Act

Nov. 21, 1983
[H.R. 2920]

To amend title 38, United States Code, to extend and improve various health-care and other programs of the Veterans' Administration; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Veterans' Health Care Amendments of 1983.
38 USC 101 note.

SHORT TITLE; AMENDMENTS TO TITLE 38, UNITED STATES CODE

SECTION 1. (a) This Act may be cited as the "Veterans' Health Care Amendments of 1983".

(b) Except as otherwise expressly provided, whenever in this Act an amendment is expressed in terms of an amendment to a section or other provision, the reference shall be considered to be made to a section or other provision of title 38, United States Code.

TITLE I—VETERANS' ADMINISTRATION HEALTH-CARE PROGRAMS

VIETNAM-ERA VETERANS READJUSTMENT COUNSELING PROGRAM

38 USC 612A.

SEC. 101. (a) Subsection (a) of section 612A is amended by inserting a period after "life" and striking out all that follows in the first sentence.

(b)(1) Paragraph (1) of subsection (g) of such section is amended by striking out "September 30, 1984," and "October 1, 1984," and inserting in lieu thereof "September 30, 1988," and "October 1, 1988,", respectively.

(2) Paragraph (2) of such subsection is amended to read as follows:

Report to congressional committees.

"(2)(A) Not later than April 1, 1987, the Administrator shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the Administrator's evaluation of the effectiveness in helping to meet the readjustment needs of veterans who served on active duty during the Vietnam era of the readjustment counseling and mental health services provided pursuant to this section (and of outreach efforts with respect to such counseling and services). Such report shall give particular attention, in light of the results of the study required by section 102 of the Veterans' Health Care Amendments of 1983, to the provision of such counseling and services to veterans with post-traumatic stress disorder and to the diagnosis and treatment of such disorder.

Ante, p. 994.

"(B) The report required by subparagraph (A) of this paragraph shall include—

"(i) the opinion of the Administrator with respect to (I) the extent to which the readjustment needs of veterans who served on active duty during the Vietnam era remain unmet, and (II) the extent to which the provision of readjustment counseling services under this section in a program providing such services through facilities situated apart from Veterans' Administration health-care facilities is needed to meet such needs; and

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"(ii) in light of the opinion submitted pursuant to clause (i) of this subparagraph, such recommendations for amendments to paragraph (1) of this subsection and for other legislative and administrative action as the Administrator considers appropriate.

Report to congressional committees.

"(3) Not later than July 1, 1987, the Administrator shall submit to such committees a report containing a description of the plans made and timetable for carrying out paragraph (1) of this subsection.".

STUDY OF POST-TRAUMATIC STRESS DISORDER AND OTHER POST-WAR PSYCHOLOGICAL PROBLEMS

38 USC 612A note.

SEC. 102. (a)(1) The Administrator of Veterans' Affairs shall provide for the conduct of a comprehensive study of the prevalence and incidence in the population of Vietnam veterans of post-traumatic stress disorder and other psychological problems in readjusting to civilian life (hereinafter in this section collectively referred to as "post-war psychological problems") and of the effects of post-war psychological problems on such veterans, with particular attention to veterans who have service-connected disabilities and with specific reference to women veterans.

(2) The study required by this subsection—

(A) shall be designed to yield information regarding any statistical correlations—

(i) between post-war psychological problems and physical disabilities (by type of disability) in the population of Vietnam veterans;

(ii) between post-war psychological problems and alcohol and drug abuse in such population;

(iii) between veterans in such population having post-war psychological problems and being members of minority groups; and

(iv) between post-war psychological problems in such population and the incarceration of such veterans in penal institutions;

(B) shall include an evaluation of the long-term effects of post-war psychological problems among Vietnam veterans on the families of such veterans (and on persons in other primary social relationships with such veterans); and

(C) shall include a survey of the extent to which Vietnam veterans with post-war psychological problems use care furnished by the Veterans' Administration.

Report to congressional committees.

(b) Not later than October 1, 1986, the Administrator shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the results of the study required by subsection (a). Such report shall contain—

(1) a description of the results of the study;

(2) information regarding the capability of the Veterans' Administration to provide treatment to the number of veterans estimated in such study to be suffering from post-war psychological problems;

(3) descriptions of the policies and procedures of the Veterans' Administration with respect to providing disability compensation for post-war psychological problems;

(4) a description of the activities of the Administrator in attempting to coordinate Veterans' Administration health-care and compensation programs with respect to post-traumatic stress disorder; and

(5) such recommendations for administrative and legislative action as the Administrator considers appropriate in light of the results of the study.

Definitions.

(c) For the purpose of this section:

(1) The terms "veteran", "service-connected", and "active duty" have the meanings provided in sections 101 (2), (16), and (21), respectively, of title 38, United States Code.

(2) The term "Vietnam veteran" means a veteran who served on active duty in the Republic of Vietnam or elsewhere in the Vietnam theater of operations during the Vietnam era (as defined in section 101(29) of such title).

ADULT DAY HEALTH-CARE SERVICES

38 USC 620.

SEC. 103. (a)(1) Section 620 is amended by adding at the end the following new subsection:

"(f)(1)(A) The Administrator is authorized to furnish adult day health care as provided for in this subsection. For the purpose only of authorizing the furnishing of such care and specifying the terms and conditions under which it may be furnished to veterans needing such care—

"(i) references to 'nursing home care' in subsections (a) through (d) of this section shall be deemed to be references to 'adult day health care'; and

38 USC 612.

"(ii) a veteran who is eligible for medical services under section 612(f)(2) of this title shall be deemed to be a veteran described in subsection (a)(1) of this section.

Reimbursement.

"(B) The Administrator may provide in-kind assistance (through the services of Veterans' Administration employees and the sharing of other Veterans' Administration resources) to a facility furnishing care to veterans under subparagraph (A) of this paragraph. Any such in-kind assistance shall be provided under a contract between the Veterans' Administration and the facility concerned. The Administrator may provide such assistance only for use solely in the furnishing of adult day health care and only if, under such contract, the Veterans' Administration receives reimbursement for the full cost of such assistance, including the cost of services and supplies and normal depreciation and amortization of equipment. Such reimbursement may be made by reduction in the charges to the United States or by payment to the United States. Any funds received through such reimbursement shall be credited to funds allotted to the Veterans' Administration facility that provided the assistance.

"(2) The Administrator may conduct, at facilities over which the Administrator has direct jurisdiction, programs for the furnishing of adult day health care to veterans who are eligible for such care under paragraph (1) of this subsection, except that necessary travel and incidental expenses (or transportation in lieu thereof) may be furnished under such a program only under the terms and conditions set forth in section 111 of this title. The furnishing of care under any such program shall be subject to the limitations that are applicable to the duration of adult day health care furnished under paragraph (1) of this subsection.

38 USC 111.

Restriction.

"(3) Adult day health care may not be furnished under this section after September 30, 1988.".

97 STAT. 996

(2) The heading of such section is amended to read as follows:

"§ 620. Transfers for nursing home care; adult day health care".

(3) The item relating to such section in the table of sections at the beginning of chapter 17 is amended to read as follows:

"620. Transfers for nursing home care; adult day health care.".

Study.
38 USC 620 note.

(b) If the Administrator of Veterans' Affairs furnishes adult day health care under section 620(f) of title 38, United States Code (as added by subsection (a)), the Administrator shall conduct a study of the medical efficacy and cost-effectiveness of furnishing such care as an alternative for nursing home care and of the comparative advantages and disadvantages of providing such care through facilities that are not under the direct jurisdiction of the Administrator and through facilities that are under the direct jurisdiction of the Administrator.

Report to congressional committees.

(c) Not later than February 1, 1988, the Administrator shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report containing—

(1) the results of the study conducted under subsection (b) (if such a study is conducted);

(2) the Administrator's recommendation with respect to extending or repealing the date in subsection (f)(3) of section 620 of title 38, United States Code (as added by subsection (a)); and

(3) any other recommendation that the Administrator considers appropriate for legislative and administrative action with respect to the furnishing of such care.

COMMUNITY RESIDENTIAL CARE

SEC. 104. (a) Subchapter III of chapter 17 is amended by adding at the end the following new section:

38 USC 630.

"§ 630. Community residential care

"(a)(1) Subject to this section and regulations to be prescribed by the Administrator under this section, the Administrator may assist a veteran by referring such veteran for placement in, and aiding such veteran in obtaining placement in, a community residential-care facility if—

"(A) at the time of initiating the assistance the Administrator—

"(i) is furnishing the veteran medical services on an outpatient basis or hospital, domiciliary, or nursing home care; or

"(ii) has furnished the veteran such care or services within the preceding 12 months; and

"(B) placement of the veteran in a community residential-care facility is appropriate.

"(b)(1) The Administrator may not provide assistance under subsection (a) of this section with respect to a community residential-care facility unless such facility is approved by the Administrator for the purposes of this section.

"(2) The Administrator's approval of a facility for the purposes of this section shall be based upon the Administrator's determination, after inspection of the facility, that the facility meets the standards established in regulations prescribed under this section. Such standards shall include the following:

Standards.

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"(A) Health and safety criteria, including a requirement of compliance with applicable State laws and local ordinances relating to health and safety.

"(B) A requirement that the costs charged for care by a facility be reasonable, as determined by the Administrator, giving consideration to such factors as (i) the level of care, supervision, and other services to be provided, (ii) the cost of goods and services in the geographic area in which the facility is located, and (iii) comparability with other facilities in such area providing similar services.

"(C) Criteria for determining the resources that a facility needs in order to provide an appropriate level of services to veterans.

"(D) Such other criteria as the Administrator determines are appropriate to protect the welfare of veterans placed in a facility under this section.

Payment.

"(3) Payment of the charges of a community residential-care facility for any care or service provided to a veteran whom the Administrator has referred to that facility under this section is not the responsibility of the United States or of the Veterans' Administration.

Inspections.

"(c)(1) In order to determine continued compliance by community residential-care facilities that have been approved under subsection (b) of this section with the standards established in regulations prescribed under this section, the Administrator shall provide for periodic inspection of such facilities.

"(2) If the Administrator determines that a facility is not in compliance with such standards, the Administrator (in accordance with regulations prescribed under this section)—

"(A) shall cease to refer veterans to such facility; and

"(B) may, with the permission of the veteran (or the person or entity authorized by law to give permission on behalf of the veteran), assist in removing a veteran from such facility.

Regulations prescribed to carry out this paragraph shall provide for reasonable notice and, upon request made on behalf of the facility, a hearing before any action authorized by this paragraph is taken.

Regulations.

"(d) The Administrator shall prescribe regulations to carry out this section. Such regulations shall include the standards required by subsection (b) of this section.

Report availability.

"(e)(1) To the extent possible, the Administrator shall make available each report of an inspection of a community residential-care facility under subsection (b)(2) or (c)(1) of this section to each Federal, State, and local agency charged with the responsibility of licensing or otherwise regulating or inspecting such facility.

"(2) The Administrator shall make the standards prescribed in regulations under subsection (d) of this section available to all Federal, State, and local agencies charged with the responsibility of licensing or otherwise regulating or inspecting community residential-care facilities.

"Community residential-care facility."

"(f) For the purpose of this section, the term 'community residential-care facility' means a facility that provides room and board and such limited personal care for and supervision of residents as the Administrator determines, in accordance with regulations prescribed under this section, are necessary for the health, safety, and welfare of residents."

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(b) The table of sections at the beginning of chapter 17 is amended by inserting after the item relating to section 629 the following new item:

"630. Community residential care.".

INCREASE IN PER DIEM RATES FOR CARE IN STATE HOMES

38 USC 641.

SEC. 105. (a) Section 641 is amended—

(1) by striking out "$6.35", "12.10", and "$13.25" in subsection (a) and inserting in lieu thereof "$7.30", "17.05", and "$15.25", respectively; and

(2) by adding at the end the following new subsection:

Report to congressional committees.

"(c) The Administrator shall submit every three years to the Committees on Veterans' Affairs of the Senate and House of Representatives a report on the adequacy of the rates provided in subsection (a) of this section in light of projections over each of the following five years of the demand on the Veterans' Administration for the provision of nursing home care to veterans eligible for such care under this section and sections 610 and 620 of this title. The first such report shall be submitted not later than June 30, 1986.".

38 USC 610, 620.

Effective date.
38 USC 641 note.

(b) The amendments made by subsection (a) shall take effect on April 1, 1984.

PREVENTIVE HEALTH-CARE SERVICES

38 USC 601.

SEC. 106. (a) Section 601(6)(A)(i) is amended by inserting "(in the case of a person otherwise receiving care or services under this chapter) preventive health-care services as defined in section 662 of this title," after "podiatric services,".

38 USC 661.

(b) Section 661 is amended—

(1) by striking out "under which the Administrator may attempt to" and inserting in lieu thereof "in order to help";

(2) by inserting "veterans otherwise being furnished care or services under this chapter, including" after "certain" the first place it appears;

(3) by striking out "for certain" the second place it appears; and

(4) by striking out "treatment" and inserting in lieu thereof "care or services".

38 USC 663.

(c) Section 663 is amended—

(1) in subsection (a)(1)—

(A) by striking out "may" and inserting in lieu thereof "shall, during fiscal years 1984 through 1988,";

(B) by inserting "otherwise being furnished care or services under this chapter" after "title";

(C) by striking out "and treatment" and inserting in lieu thereof "or services"; and

(D) by adding at the end the following new sentence: "In carrying out the pilot program under this subchapter, the Administrator may furnish such preventive health-care services to any other veteran described in section 612(f)(2) of this title.";

(2) by striking out subsection (b) and redesignating subsections (c) and (d) as subsections (b) and (c), respectively; and

(3) in subsection (c) (as so redesignated), by striking out "fiscal year 1984" and inserting in lieu thereof "each of fiscal years 1984 through 1988".

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38 USC 664.

(d) Section 664 is amended by inserting "for each of fiscal years 1984 through 1988" after "Congress".

REPORT ON HEALTH-CARE NEEDS OF VETERANS IN PUERTO RICO

Submittal to congressional committees.

38 USC 601 *et seq.*

SEC. 107. Not later than December 1, 1983, the Administrator of Veterans' Affairs shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report containing the plans of the Administrator, and the reasons therefor, for meeting the health-care needs of veterans in the Commonwealth of Puerto Rico and in the Virgin Islands who are eligible for health care under chapter 17 of title 38, United States Code, and, particularly, the health-care needs of veterans whose disabilities are service connected. Such report (1) shall take into account the report by the Veterans' Administration's Office of Inspector General entitled

"Report of Special Audit, Veterans' Administration Medical and Regional Office Center, San Juan, Puerto Rico (Report No. 3R2-A05-043)", dated February 22, 1983, and (2) shall include, with respect to each construction project (if any) that the Administrator recommends in such plans and for which a prospectus would be required under section 5004(b) of such title if such project were proposed to the Congress by the President or the Administrator, a prospectus that meets the requirements of such section. 38 USC 5004.

BENEFICIARY TRAVEL

SEC. 108. (a)(1) If by January 1, 1984, the Administrator of Veterans' Affairs has not prescribed the regulations that the Administrator is required by subsection (e)(2)(A) of section 111 of title 38, United States Code, to prescribe, payments for travel that occurs during the period beginning on such date and ending on the day on which the Administrator prescribes such regulations may not be made under such section to any person except— 38 USC 111 note.

(A) a person receiving benefits under such title for or in connection with a service-connected disability;

(B) a veteran receiving or eligible to receive pension under section 521 of such title; or 38 USC 521.

(C) a person whose travel to a Veterans' Administration facility was required to be performed by a special mode of transportation and such travel (i) was authorized by the Administrator before such travel, or (ii) was in connection with a medical emergency of such a nature that the delay incident to obtaining authorization under subclause (i) would have been hazardous to the person's life or health.

(2) For the purpose of this subsection, the term "service-connected" has the meaning given such term in section 101(16) of title 38, United States Code. "Service-connected."

(b) The Administrator of Veterans' Affairs shall review the making of payments under section 111 for the purpose of effecting management improvements and economies in the making of such payments. Not later than April 1, 1984, the Administrator shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives a report describing and explaining the results of such review and including any recommendation for legislative and administrative action that the Administrator considers appropriate. Report to congressional committees.

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TITLE II—PROVISIONS TO IMPROVE THE RECRUITMENT AND RETENTION OF CERTAIN HEALTH-CARE PERSONNEL

AUTHORITY FOR CERTAIN APPOINTMENTS

SEC. 201. Section 4104 is amended— 38 USC 4104.

(1) by striking out "physical therapists," in paragraph (2);

(2) by striking out "bacteriologists" in paragraph (2) and inserting in lieu thereof "microbiologists";

(3) by striking out the period at the end of paragraph (2) and inserting in lieu thereof a semicolon; and

(4) by adding at the end the following new paragraph:

"(3) Certified or registered respiratory therapists, licensed physical therapists, and licensed practical or vocational nurses.".

QUALIFICATIONS OF APPOINTEES

SEC. 202. (a) Section 4105(a) is amended— 38 USC 4105.

(1) by striking out "Physicians" in clause (1) and inserting in lieu thereof "Physician";

(2) by striking out clauses (8) and (9);

(3) by redesignating clause (10) as clause (8) and by striking out the period at the end of such clause and inserting in lieu thereof a semicolon and "and"; and

(4) by adding at the end the following new clause:

"(9) Physician assistant, expanded-function dental auxiliary, certified or registered respiratory therapist, licensed physical therapist, licensed practical or vocational nurse, occupational therapist, dietitian, microbiologist, chemist, biostatistician, medical technologist, dental technologist, or other position—

"have such medical, dental, scientific, or technical qualifications as the Administrator shall prescribe.".

(b) Section 4105(b) is amended by striking out "as physician" and all that follows through "auxiliary" and inserting in lieu thereof "to a position listed in section 4104(1) of this title".

APPOINTMENTS AND PROMOTIONS

38 USC 4106.

SEC. 203. (a) Section 4106 is amended by adding at the end the following new subsection:

"(g)(1) Upon the recommendation of the Chief Medical Director, the Administrator (A) may use the authority in subsection (a) of this section to establish the qualifications for and (subject to paragraph (2) of this subsection) to appoint individuals to positions listed in section 4104(3) of this title, and (B) may use the authority provided in subsection (c) of this section for the promotion and advancement of Veterans' Administration employees serving in such positions.

"(2) In using such authority to appoint individuals to such positions, the Administrator shall apply the principles of preference for the hiring of veterans and other persons established in subchapter I of chapter 33 of title 5.".

5 USC 3301.

Publication in Federal Register.
38 USC 4106 note.

(b)(1) Not later than 90 days after the date of the enactment of this Act, the Administrator of Veterans' Affairs shall publish in the Federal Register, for public review and comment for a period of not less than 30 days, proposed regulations for the continued implementation of section 4106(g)(2) of title 38, United States Code (as added by subsection (a)).

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Publication in Federal Register.

(2) Not later than 180 days after such date of enactment, the Administrator shall publish in the Federal Register final regulations for such implementation.

PAY SCALES

38 USC 4107.

SEC. 204. (a) Subsection (f) of section 4107 is amended—

(1) by striking out "Under standards which the Administrator shall prescribe in regulations, physician" and inserting in lieu thereof "Physician"; and

(2) by adding at the end the following new sentences: "Notwithstanding any other provision of law, when the Administrator determines it to be necessary in order to obtain or retain the services of certified or registered respiratory therapists, licensed physical therapists, or licensed practical or vocational nurses, the Administrator may, on a nationwide, local, or other geographic basis, pay persons employed in such positions additional pay on the same basis as provided for nurses in subsection (e) of this section. The Administrator shall prescribe by regulation standards for compensation and payment under this subsection.".

Regulations.

(b)(1) Paragraph (1)(A) of subsection (g) of such section is amended to read as follows:

"(A) of individuals employed in positions listed in paragraphs (1) and (3) of section 4104 of this title; or".

(2) Paragraph (3) of such subsection is amended by inserting "and licensed physical therapists" after "anesthetists".

(3) Paragraph (4) of such subsection is amended by inserting "with respect to health-care personnel described in clause (B) of such paragraph" after "subsection".

MEMBERSHIP OF DISCIPLINARY BOARDS

SEC. 205. The second sentence of section 4110(a) is amended to read as follows: "The majority of employees on a disciplinary board shall be employed in the same category of position as the employee who is the subject of the charges.". 38 USC 4110.

APPOINTMENT OF ADDITIONAL CIVIL SERVICE EMPLOYEES

SEC. 206. Section 4111 is amended— 38 USC 4111.

(1) by inserting "(a)" before "There";

(2) by striking out "paragraph (1)" and inserting in lieu thereof "paragraphs (1) and (3)"; and

(3) by adding at the end the following new subsection:

"(b) Notwithstanding any other provision of law, the Administrator, after considering an individual's existing pay, higher or unique qualifications, or the special needs of the Veterans' Administration, may appoint the individual to a position in the Department of Medicine and Surgery providing direct patient-care services or services incident to direct patient-services at a rate of pay above the minimum rate of the appropriate grade.".

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REPORT ON STATUS OF RECOMMENDATIONS

SEC. 207. (a)(1) Not later than January 1, 1984, the Administrator of Veterans' Affairs and the Director of the Office of Personnel Management shall submit to the Committees on Veterans' Affairs of the Senate and House of Representatives (hereinafter in this section referred to as "the Committees") a joint report regarding the status of efforts to carry out the recommendations made in the report, prepared pursuant to section 117 of Public Law 96-330, entitled "Study of the Feasibility and Desirability of Converting Selected Health Care Occupations to title 38, United States Code", and transmitted by the Administrator to the Committees on September 1, 1982 (hereinafter in this section referred to as the "1982 report"). Submittal to congressional committees. 94 Stat. 1040.

(2) The report required by paragraph (1) shall contain—

(A) with respect to each recommendation in the 1982 report, information on the decision that has been made as to whether such recommendation is being implemented in the manner described in the report and, if not, as to whether it is to be implemented in a modified form or not implemented and a statement of the reasons for such decision, and of the position of each agency with respect to such recommendation and such decision;

(B) the timetable for the actions planned for the implementation of each recommendation that is being implemented either in its original form or as modified;

(C) any further recommendation of the Administrator or Director, or both, for legislative or administrative action, or both, relating to the subject matter of the 1982 report; and

(D) such other information relating to the subject matter of the 1982 report as the Administrator or the Director, or both, consider appropriate.

(b)(1) Not later than 90 days after the date of the enactment of this Act, the Administrator shall submit to the Committees a report on the implementation of the amendments made by this title. The report shall include— Submittal to congressional committees.

(A) a description of the steps taken, as of the submission of the report, to exercise the authorities provided by such amendments and the justification for such steps;

(B) a description of the steps planned, as of the submission of the report, to be taken to exercise such authorities (including the timetable for the implementation of such steps) and the justification for such steps; and

(C) a description and justification of the extent to which such authorities have not been or are not planned to be exercised.

Submittal to congressional committees.

(2) Not later than September 30, 1985, the Administrator shall submit to the Committees a report containing—

(A) descriptions of (i) the results of the exercise of the authorities provided in the amendments made by this title, and (ii) the efforts under section 4101(b) of title 38, United States Code, to develop and carry out programs of education and training for career advancement for nursing assistants, noncertified, nonregistered inhalation therapists, and other personnel employed in the Department of Medicine and Surgery who provide either direct patient-care services or services incident to direct patient-care services;

(B) an evaluation of the effects of both the exercise of such authorities and such programs on the recruitment and retention of Veterans' Administration employees, on such employees' productivity and morale, and on such employees' effectiveness in carrying out the missions of the Veterans' Administration; and

(C) such recommendations for administrative or legislative action, or both, as the Administrator considers appropriate in light of such evaluation.

TITLE III—WOMEN VETERANS

ADVISORY COMMITTEE ON WOMEN VETERANS

SEC. 301. (a) Chapter 3 is amended by inserting after section 221 the following new section:

38 USC 222.

"§ 222. Advisory Committee on Women Veterans

"(a) The Administrator shall establish an advisory committee to be known as the Advisory Committee on Women Veterans (hereinafter in this section referred to as 'the Committee').

Membership.

"(b)(1)(A) The Committee shall consist of members appointed by the Administrator from the general public, including—

"(i) representatives of women veterans;

"(ii) individuals who are recognized authorities in fields pertinent to the needs of women veterans, including the gender-specific health-care needs of women; and

"(iii) representatives of both female and male veterans with service-connected disabilities, including at least one female veteran with a service-connected disability and at least one male veteran with a service-connected disability.

"(B) The Committee shall include, as ex officio members—

"(i) the Secretary of Labor (or a representative of the Secretary of Labor designated by the Secretary after consultation with the Assistant Secretary of Labor for Veterans' Employment);

"(ii) the Secretary of Defense (or a representative of the Secretary of Defense designated by the Secretary after consultation with the Defense Advisory Committee on Women in the Services); and

"(iii) the Chief Medical Director and Chief Benefits Director, or their designees.

"(C) The Administrator may invite representatives of other departments and agencies of the United States to participate in the meetings and other activities of the Committee.

Terms of service, pay and allowances.

"(2) The Administrator shall determine the number, terms of service, and pay and allowances of members of the Committee appointed by the Administrator, except that a term of service of any such member may not exceed 3 years. The Administrator may reappoint any such member for additional terms of service.

"(c) The Administrator shall, on a regular basis, consult with and seek the advice of the Committee with respect to—

"(1) the administration of benefits by the Veterans' Administration for women veterans;

"(2) reports and studies pertaining to women veterans; and

"(3) the needs of women veterans with respect to compensation, health care, rehabilitation, outreach, and other benefits and programs administered by the Veterans' Administration.

"(d)(1) Not later than July 1, 1984, and not later than July 1 of each second year thereafter, the Committee shall submit to the Administrator a report on the programs and activities of the Veterans' Administration that pertain to women veterans. Each such report shall contain (A) an assessment of the needs of such veterans with respect to compensation, health care, rehabilitation, outreach, and other benefits and programs administered by the Veterans' Administration, (B) a review of the programs and activities of the Veterans' Administration designed to meet such needs, and (C) such recommendations (including recommendations for administrative and legislative action) as the Committee considers appropriate. Within 60 days after receiving each such report, the Administrator shall submit to the Congress a copy of the report, together with any comments concerning the report that the Administrator considers appropriate.

Report to Administrator.

Report to Congress.

"(2) The Committee may submit to the Administrator such other reports and recommendations as the Committee considers appropriate.

Report and recommendation submittal.

"(3) The Administrator shall submit with each annual report submitted to the Congress pursuant to section 214 of this title a summary of all reports and recommendations of the Committee submitted to the Administrator since the previous annual report of the Administrator submitted pursuant to such section.".

38 USC 214.

(b) The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 221 the following new item:

"222. Advisory Committee on Women Veterans.".

GENDER-SPECIFIC HEALTH-CARE SERVICES

SEC. 302. The Administrator of Veterans' Affairs shall ensure that each health-care facility under the direct jurisdiction of the Administrator is able, through services made available either by individuals appointed to positions in the Department of Medicine and Surgery or under contracts or other agreements made under section 4117, 5011, or 5053 of title 38, United States Code, to provide appropriate care, in a timely fashion, for any gender-specific disability (as defined in section 601(1) of such title) of a woman veteran eligible for such care under chapter 17 or chapter 31 of such title.

38 USC 601 note.

38 USC 601

38 USC 601 *et seq.*, 1501 *et seq.*

TITLE IV—VETERANS' ADMINISTRATION REAL PROPERTY

REAL PROPERTY MANAGEMENT

SEC. 401. Section 5022 is amended—

38 USC 5022.

(1) by striking out "30 days" in subsection (a)(2)(A) and inserting in lieu thereof "180 days"; and

(2) by adding at the end the following new subsection:

"(d) Real property under the jurisdiction of the Administrator may not be declared excess by the Administrator and disposed of by the General Services Administration or any other entity of the Federal Government unless the Administrator determines that the property is no longer needed by the Veterans' Administration in carrying out its functions.".

RELEASE OF REVERSIONARY INTEREST, BILOXI, MISSISSIPPI

SEC. 402. (a) The Administrator of Veterans' Affairs may execute such instruments as may be necessary to release the reversionary interest of the United States restricting to use as a public park or other public purpose the parcel of land described in subsection (b) which is a portion of a larger tract of land previously conveyed by the United States to the city of Biloxi, Mississippi, pursuant to the Act entitled "An Act to provide for the conveyance of certain real property to the city of Biloxi, Mississippi", approved October 4, 1966 (Public Law 89-629; 80 Stat. 876).

(b) The parcel of land referred to in subsection (a) is that parcel of land, consisting of approximately 7.24 acres, conveyed from the city of Biloxi, Mississippi, to Gulf Paving, Incorporated (a corporation organized under the laws of the State of Mississippi), by deed of June 29, 1973, recorded at book 65, page 589, in the records of the Office of the Chancery Clerk of Harrison County, Mississippi.

TITLE V—STATUS AND ROLE OF ADMINISTRATOR OF VETERANS' AFFAIRS

CONGRESSIONAL FINDINGS

38 USC 210 note.

SEC. 501. The Congress finds that—

(1) the Nation has an historic and deeply-rooted commitment to providing benefits and services to those who served in the Armed Forces;

(2) this commitment must be continued and maintained, both to fulfill moral obligations to those who served in the past and to assure current and potential members of the Armed Forces that the Nation's obligations to those who serve will always be honored;

(3) the Veterans' Administration is the principal Federal entity responsible for veterans' benefits and programs;

(4) the Veterans' Administration has a potential population of beneficiaries of over 28 million veterans and over 55 million survivors and dependents;

(5) the Veterans' Administration will distribute over $13.8 billion in income maintenance payments and over $1.5 billion in education, training, and rehabilitation assistance payments during fiscal year 1984, operates one of the Federal Government's two major home loan guaranty programs, with over four million loans currently guaranteed, administers the largest direct insurance program in the Nation, and operates 108 national cemeteries and provides burial assistance for nearly 350,000 deceased veterans annually;

(6) the Veterans' Administration operates the largest centrally administered health-care system—consisting of, among other facilities, 172 hospitals, 226 outpatient clinics, and 99 nursing home care units—in the United States;

(7) the Veterans' Administration health-care system serves as the primary backup to the medical resources of the Department of Defense in time of war or national emergency involving the use of the Armed Forces in armed conflict;

(8) in terms of share of the annual Federal budget, the Veterans' Administration ranks sixth among Federal departments and agencies, and among Federal departments and agencies only the Department of Defense employs more personnel;

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(9) the Administrator of Veterans' Affairs is the principal executive branch official responsible for the administration of the benefits, services, and programs of the Veterans' Administration and for seeking the coordination of veterans' programs administered by other Federal departments and agencies;

(10) there is a need for greater coordination between the Veterans' Administration and other Federal entities administering veterans programs and between the Veterans' Administration and other Federal entities providing similar benefits to individuals on a basis other than their status as veterans;

(11) by virtue of the Administrator of Veterans' Affairs not being included in the President's Cabinet, the Administrator generally is not included in Cabinet meetings and deliberations and generally does not have the ready access to the President

and senior advisers on the President's staff that Cabinet members have; and

(12) as a consequence, Presidential decisions affecting veterans and the Veterans' Administration are made from time to time without an understanding of their full impact on veterans and on the Veterans' Administration's performance of its statutory missions.

SENSE OF THE CONGRESS

Cabinet member, designation.
38 USC 210 note.

SEC. 502. In view of the findings in section 501, it is the sense of the Congress that the Administrator of Veterans' Affairs should be designated by the President as a member of, and a full participant in all activities of, the Cabinet and as the President's principal adviser on all matters relating to veterans and their dependents.

TITLE VI—RADIATION EXPOSURE STUDY AND GUIDE

RADIATION EXPOSURE STUDY AND GUIDE

38 USC 219 note.

SEC. 601. (a)(1)(A) Subject to subparagraphs (B) and (C), the Administrator of Veterans' Affairs, through contracts or agreements with private or public agencies or persons and in consultation with the Director of the Office of Technology Assessment, shall provide for the conduct of epidemiological study of the long-term adverse health effects of exposure to ionizing radiation from the detonation of nuclear devices in connection with the test of such devices or in connection with the American occupation of Hiroshima and Nagasaki, Japan, during the period beginning on September 11, 1945, and ending on July 1, 1946, in persons who, while serving in the Armed Forces of the United States, were exposed to such radiation. Such study shall include, but not necessarily be limited to, a study of identifiable prevalent illnesses, including malignancies, in the persons exposed.

(B) If the Administrator, in consultation with the Director of the Office of Technology Assessment, determines that it is not feasible to conduct scientifically valid study of any or all of the matters required under subparagraph (A) to be studied—

Submittal to congressional committees.

(i) the Administrator shall promptly submit to the appropriate committees of the Congress notice of that determination and the reasons therefor; and

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(ii) the Director, not later than 60 days after such notice is provided, shall submit to such committees a report evaluating and commenting on such determination.

(C) If the Administrator notifies the Congress of a determination or determinations made pursuant to subparagraph (B), the matter or matters required under subparagraph (A) to be studied to which such determination or determinations apply shall not be required to be studied. If the Administrator notifies the Congress of a determination made pursuant to subparagraph (B) that, taken as a whole, study under subparagraph (A) is not scientifically feasible, the requirement in subparagraph (A) that the Administrator provide for the conduct of epidemiological study shall cease to have effect as if repealed by law.

Reports to congressional committees.

(2) Not later than one year after the date of the enactment of this Act, the Administrator shall submit to the appropriate committees of the Congress a report on the development of a protocol or protocols for study under paragraph (1)(A). With respect to any such protocol under consideration for development, or in the process of development, that has not been completed by the end of such year, the report shall include an estimate of the completion date for such protocol and an estimate of the cost to be incurred in developing such protocol.

(3)(A) The Director of the Office of Technology Assessment shall monitor the development of the protocol or protocols for, and the conduct of, study under paragraph (1)(A) and shall submit to the appropriate committees of the Congress, at each of the times specified in the next sentence, a report on such monitoring. Reports under the preceding sentence shall be submitted within 6 months after the date of the enactment of this Act, within 12 months after such date, within 25 months after such date, and annually thereafter until such study is completed.

(B) If any protocol to which paragraph (2) applies (or any part of such protocol) is not completed by the end of the 12-month period beginning on the date of the enactment of this Act, the Director shall periodically submit to such committees reports on the status of the development of such protocol.

Contract or agreement for study.

(4) When the Administrator has entered into a contract or agreement with an agency or person for the conduct of a study under paragraph (1)(A), the Administrator and such agency or person shall submit to the appropriate committees of the Congress a joint report containing a copy of the contract and an estimate of the total cost of such study.

Report to congressional committees.

(5)(A) Not later than 24 months after the date of the enactment of this Act, and annually thereafter, the Administrator shall submit to the appropriate committees of the Congress a report on the status of study under paragraph (1)(A). Such report shall contain (i) a description of the progress on and any results obtained under such study, and (ii) such comments, and such recommendations for administrative and legislative action, as the Administrator considers appropriate in light of such progress and results.

(B) The requirement in subparagraph (A) for the submission of annual reports shall expire upon the submission of a report after the completion of study under paragraph (1)(A).

Contract.

(6) A contract to carry out study under paragraph (1)(A) may not be entered into unless (A) appropriations for payments under the contract have been provided in advance, or (B) the contract provides that the obligation of the United States to make payments under the

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contract is contingent upon the availability of funds appropriated for the making of such payments.

Appropriation authorization.

(7) There are authorized to be appropriated such sums as may be necessary for the conduct of study under subsection (a)(1)(A).

Guide, availability.

(b) Not later than one year after the date of the enactment of this Act, the Administrator shall develop and distribute to appropriate Veterans' Administration personnel an indexed reference guide, derived from existing pertinent research-result compilations, designed to provide Veterans' Administration personnel who either furnish health care or adjudicate claims for benefits under title 38, United States Code, with readily usable information regarding the state of medical and other scientific information on any long-term adverse health effects in humans of exposure to ionizing radiation, including nuclear-device exposure, medical exposure, and occupational exposure.

(c)(1) For the purpose of ensuring that any study, research, or other activity carried out by the Federal Government with respect to adverse health effects in humans from exposure to ionizing radiation is scientifically valid and is conducted with efficiency and objectivity, the President shall ensure that—

(A) activities of the Veterans' Administration in connection with (i) study under subsection (a)(1)(A), (ii) the development of the guide required by subsection (b), and (iii) such additional research as may be identified, as a result of such study or the development of such guide or otherwise, as necessary for the resolution of questions regarding such effects are fully coordinated with studies and other activities which are planned, are being conducted, or have been completed by other departments, agencies, and instrumentalities of the Federal Government and which pertain to such effects, including the radioepidemiological tables mandated by section 7 of the Orphan Drug Act (Public Law 97-414; 96 Stat. 2059); and

42 USC 241 note.

(B) appropriate coordination and consultation occurs between and among the Administrator and the heads of such departments, agencies, and instrumentalities that may be engaged, during the conduct of study under subsection (a)(1)(A), in the design, conduct, monitoring, or evaluation of such radiation-exposure studies or related activities.

Report to congressional committees.

(2) Not later than 90 days after the date of the enactment of this Act, the President shall submit to the appropriate committees of the Congress a report containing a description of the steps taken and plans made to ensure the coordination and consultation required by paragraph (1).

TITLE VII—MISCELLANEOUS AND TECHNICAL AMENDMENTS

HEALTH-CARE ELIGIBILITY

38 USC 610.

SEC. 701. Clause (3) of section 610(a) is amended by inserting "(A)" after "a person" and by inserting a comma and "or (B) who, but for a suspension pursuant to section 351 of this title (or both such a suspension and the receipt of retired pay), would be entitled to disability compensation, but only to the extent that such person's continuing eligibility for such care is provided for in the judgment or settlement described in such section" before the semicolon.

97 STAT. 1009

TECHNICAL AMENDMENTS TO TITLE 38

SEC. 702. Title 38 is amended as follows:

96 Stat. 1062.
38 USC 203.

(1) Section 203(b) is amended—

(A) by striking out "An appropriation" and inserting in lieu thereof "Any funds appropriated to the Veterans' Administration"; and

(B) by striking out "not" after "and the settlement is".

(2) Section 301(3) is amended by striking out the semicolon at the end and inserting in lieu thereof a period.

(3) Section 360 is amended by striking out "has suffered (1)" and inserting in lieu thereof "(1) has suffered".

(4) Section 361 is amended by striking out "United States Code,".

(5) Section 719(b) is amended by striking out "subsections" each place it appears and inserting in lieu thereof "sections".

(6) Section 1622(d) is amended by inserting "of this title" after "section 1631(a)".

(7) Section 1623 is amended—

(A) in subsection (a), by inserting "of this title" after "section 1624"; and

(B) in subsection (d), by inserting "of this title" after "section 1622(c)".

96 Stat. 1065.
38 USC 1632.

(8) Section 1632 is amended—

(A) by striking out the comma after "title 31"; and

(B) by striking out "section 1322(a)" the second place it appears and inserting in lieu thereof "such section".

(9) Section 1643 is amended by inserting "of this title" after "section 1622(c)".

(10) Section 1662(a)(1)(C) is amended by striking out "the effective date of the Veterans' Rehabilitation and Education Amendments of 1980" and inserting in lieu thereof "October 1, 1980".

(11) Section 1682(c)(1)(C) is amended by inserting a comma after "week)".

(12) Section 1701(a) is amended—

(A) in paragraph (1)—

(i) by striking out "title 37, United States Code," in clauses (A)(iii) and (C) and inserting in lieu thereof "title 37"; and

(ii) by inserting a comma after "thereunder" in clause (A)(iii); and

(B) in paragraph (9), by striking out "chapter 4C of title 29" and inserting in lieu thereof "the Act of August 16, 1937, popularly known as the 'National Apprenticeship Act' (29 U.S.C. 50 et seq.)".

(13) Section 1712(b)(2)(C) is amended by striking out "the effective date of the Veterans' Rehabilitation and Education Amendments of 1980" and inserting in lieu thereof "October 1, 1980".

96 Stat. 1065.
38 USC 1820.

(14) Section 1820 is amended—

(A) in subsection (a)(6), by striking out the comma after "title 31"; and

(B) in subsection (b), by striking out "section 5 of title 41" and inserting in lieu thereof "section 3709 of the Revised Statutes (41 U.S.C. 5)".

38 USC 2002, 2002A.

(15) Sections 2002 and 2002A are each amended by striking out "a Assistant" and inserting in lieu thereof "an Assistant".

(16) Section 3005 is amended by striking out "subchapter II of chapter 7 of title 42" each place it appears and inserting in lieu thereof "title II of the Social Security Act (42 U.S.C. 401 et seq.)".

(17) Section 3113(a)(2) is amended by striking out "section" and inserting in lieu thereof "subsection".

96 Stat. 1065.
38 USC 4142.

(18) Section 4142(f)(2) is amended by striking out "section 3324(a) and (b)" and inserting in lieu thereof "subsections (a) and (b) of section 3324".

96 Stat. 1446.
38 USC 5010.

(19) Section 5010(c)(2)(B) is amended by striking out "or" the first place it appears and inserting in lieu thereof "and".

(20) Section 5053(d) is amended by striking out "subchapter XVIII of chapter 7 of title 42" and inserting in lieu thereof "title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.)".

AMENDMENTS TO ELIMINATE CERTAIN GENDER-BASED REFERENCES

SEC. 703. Title 38 is amended as follows:

(1) Sections 3010(k), 3010(l), 3010(m), and 3021(a)(3) are each amended by striking out "widow" each place it appears and inserting in lieu thereof "surviving spouse".

(2) Section 3107 is amended—

(A) by striking out "his wife" each place it appears and inserting in lieu thereof "the veteran's spouse";

(B) by striking out "his children" both places it appears and inserting in lieu thereof "the veteran's children";

(C) by striking out "his custody" both places it appears and inserting in lieu thereof "the custody of the veteran";

(D) by striking out "widow" both places it appears and inserting in lieu thereof "surviving spouse"; and

(E) by striking out "payable to him" and inserting in lieu thereof "payable to the veteran".

(3) Section 3110 is amended—

(A) by striking out "widow" and inserting in lieu thererof "surviving spouse"; and

(B) by striking out "his death" and inserting in lieu thereof "the death of the veteran".

(4) Section 3203 is amended—

(A) in subsections (a)(2), (b)(1), and (c), by striking out "wife" each place it appears and inserting in lieu thereof "spouse";

(B) in subsections (a)(2) and (b)(2), by striking out "him" and inserting in lieu thereof "the veteran";

(C) in subsection (b), by striking out "his" each place it appears and inserting in lieu thereof "the veteran's"; and

(D) in subsection (d), by striking out "he" and inserting in lieu thereof "the veteran".

(5) Section 3402 is amended—

(A) in subsection (a)(1), by striking out "he" and inserting in lieu thereof "the Administrator";

(B) in subsection (a)(2), by striking out "his discretion" and inserting in lieu thereof "the discretion of the Administrator";

(C) in subsection (b)(1), by striking out "he" and inserting in lieu thereof "the individual"; and

(D) in subsection (c), by striking out "man" and inserting in lieu thereof "member".

(6) Section 3503(b) is amended—

38 USC 3503.

(A) by striking out "his right" and inserting in lieu thereof "the right";

(B) by striking out "his wife" and inserting in lieu thereof "the veteran's spouse"; and

(C) by striking out "wife" in the second and third sentences and inserting in lieu thereof "spouse".

TECHNICAL AMENDMENTS TO PUBLIC LAW 98-77

SEC. 704. The Emergency Veterans' Job Training Act of 1983 (Public Law 98-77, 97 Stat. 443) is amended—

(1) in section 3(3), by striking out " 'State'," and by inserting " 'State'," after " 'service-connected',"; and

29 USC 1721 note.

(2) in section 7—

Ante, p. 445.

(A) in subsection (a)(2), by striking out "section" and inserting in lieu thereof "Act";

(B) in subsection (e)(2), by striking out "8" and inserting in lieu thereof "10"; and

(C) in subsection (h), by striking out "this Act" and inserting in lieu thereof "the provisions of this Act (other than subsections (b) and (d)(3))".

Approved November 21, 1983.

LEGISLATIVE HISTORY—H.R. 2920 (S. 578):

HOUSE REPORT No. 98-117 (Comm. on Veterans' Affairs).
SENATE REPORT No. 98-145 accompanying S. 578 (Comm. on Veterans' Affairs).
CONGRESSIONAL RECORD, Vol. 129 (1983):
    May 23, considered and passed House.
    June 28, considered and passed Senate, amended, in lieu of S. 578.
    Nov. 2, House concurred in Senate amendments with amendments.
    Nov. 3, Senate concurred in House amendments.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 47 (1983):
    Nov. 21, Presidential statement.

RECAPITULATION OF MISCELLANEOUS PRIVATE ACTS, 98TH CONGRESS, 1ST SESSION

Number of Private Law	Payee	Amount
	FISCAL YEAR 1984	
98-2	Ronald Goldstock	$6,176.05
98-2	Augustus M. Statham	11,725.95
98-3	Gregory B. Dymond	Indefinite
98-3	Samuel K. Gibbons	[1] 4,015.15
98-3	Jack C. Kean	Indefinite
98-3	James D. Nichols	Indefinite
98-3	Roy A. Redmond	Indefinite
98-4	Stephen C. Ruks	9,700.00
98-5	James A. Ferguson	Indefinite
	Total, fiscal year 1984	31,617.15
	Total, 1st session, 98th Congress	31,617.15

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[1] And indefinite.

II. PERMANENT APPROPRIATIONS—FEDERAL FUNDS

(For permanent trust funds, see table III)

COMPILER'S NOTE.—The text and amounts of these permanent appropriations are taken from the budget for the fiscal year 1984. These are funds that do not require current annual action by the Congress, but rather become available automatically under earlier laws. The amounts shown are for *indefinite* appropriations unless indicated to be definite. The amounts shown for indefinite appropriations are estimated and are thus subject to revision as better data become available during the fiscal year.

LEGISLATIVE

SENATE

Compensation of Members:

A permanent appropriation effective beginning with fiscal year 1983 and continuing each year thereafter, for the compensation of the Vice President and Senators as well as for the payment of agency contributions for life and health insurance and retirement benefits. This permanent appropriation was established by section 130(c) of Public Law 97-51, approved October 1, 1981 (95 Stat. 966) making continuing appropriations for fiscal year 1982. Prior to fiscal year 1983, the salaries of the Vice President and Senators and the related agency contributions were paid from appropriations made annually in the regular Legislative Branch Appropriations Act........ $8,793,000

HOUSE OF REPRESENTATIVES

Compensation of Members and related administrative expenses:

A permanent appropriation effective beginning with fiscal year 1983 and continuing each year thereafter, for the compensation of Members of Congress and for administrative expenses related thereto as authorized by law and at such level recommended by the President for Federal employees. This permanent appropriation was established by section 130(c) of Public Law 97-51, approved October 1, 1981 (95 Stat. 966) making continuing appropriations for fiscal year 1982. Prior to fiscal year 1983, the salaries of Members of Congress were paid from appropriations made annually in the regular Legislative Branch Appropriations Act........ 34,100,000

Congressional use of foreign currency:

The International Security Assistance Act of 1978, Public Law 95-384 (92 Stat. 742), effective September 26, 1978, provided that local currencies owned by the United States be made available to Members and employees of Congress while traveling in a foreign country. Whenever local currencies are not available, the Secretary of the Treasury is authorized to purchase such local currencies as may be necessary. In addition, this act authorized the permanent and indefinite appropriation, "Congressional use of foreign currency." Prior to this act, authority was contained in section 502(b) of the Mutual Security Act of 1954 *(2 U.S.C. 1954(b))*........ 1,500,000

LIBRARY OF CONGRESS

Payments to copyright owners:

Receipts from cable television stations and juke-box licenses are disbursed to the copyright owners through this appropriation after deduction of administrative expenses of the Copyright Royalty Tribunal. Disbursements are made in accordance with the schedule established in Public Law 94-553........ 37,758,000

Oliver Wendell Holmes Devise Fund:

This fund created by the act entitled "An act to establish a Permanent Committee for the Oliver Wendell Holmes Devise," approved August 5, 1955, is to be used for the preparation of a history of the Supreme Court, finance lectures, and prepare a memorial volume containing the writings of Oliver Wendell Holmes *(69 Stat. 533)*........ 6,000

Total, Legislative........ $82,157,000

EXECUTIVE

DEPARTMENT OF AGRICULTURE

COMMODITY CREDIT CORPORATION

National Wool Act:

The National Wool Act of 1954 (title VII of Public Law 690, approved August 28, 1954) as amended by the Agricultural Act of 1970 and the Food and Agriculture Act of 1977 declares wool to be an essential and strategic commodity, and as a measure of national security encourages the annual domestic production of approximately 300 million pounds of shorn wool. In order to encourage the required annual production of wool and mohair, the Secretary is authorized to make sufficient incentive payments which, when added to the national average price received by producers, will give them a national average return for the commodity equal to the support (incentive) price level thereof. Payments may not at any time exceed 70 percent of the accumulated totals of the gross receipts from specific duties collected on and after January 1, 1953, on wool and wool manufacturers under schedule 11 of the Tariff Act of 1930, as amended (Public Law 690 approved August 28, 1954, *as amended*) $87,694,000

RURAL ELECTRIFICATION ADMINISTRATION

Rural Communications Development Fund:

The Rural Communications Development Fund was established pursuant to Secretary's Memorandum No. 1988 approved May 22, 1979. This memorandum transferred certain financing authorities under the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) from the Farmers Home Administration to the Rural Electrification Administration for the purpose of financing and administering community antenna television services or facilities in rural areas. The fund is used to make or guarantee loans for community antenna television services or facilities 740,000

FARMERS HOME ADMINISTRATION

Rural Housing Insurance Fund:

This fund was established in 1965 (Public Law 89-117) pursuant to section 517 of title V of the Housing Act of 1949, as amended. This fund may be used to insure or guarantee rural housing loans for single family homes, rental and cooperative housing, farm labor housing, and rural housing sites 3,556,109,000

AGRICULTURAL MARKETING SERVICE

Perishable Agricultural Commodities Act Fund:

License fees are deposited in this special fund and are used to meet costs of administering the Perishable Agricultural Commodities, and the Produce Agency Acts (7 U.S.C. 491-497, 499a-499s). The law currently provides that annual license fees may be set at a maximum of $150 3,272,000

Funds for strengthening markets, income, and supply:

Under section 32 of the act of August 24, 1935, as amended (7 U.S.C. 612c), 30 percent of customs receipts collected during each calendar year are automatically appropriated for expanding outlets for nonbasic commodities. An amount equal to 30 percent of receipts collected on fishery products is transferred to the Department of Commerce to encourage the distribution of such products. Most of the funds are transferred to the Food and Nutrition Service and are dedicated to commodity distribution activities under section 6 of the national school lunch and other authorities specified in the child nutrition appropriations 410,346,000

FOOD AND NUTRITION SERVICE

Child nutrition programs:

Authorized by the National School Lunch Act, as amended, and the Child Nutrition Act of 1966, as amended. Primary objective of programs is to make the best possible nutrition available to every child and the elderly, regardless of economics of the child's family or the local district, *(42 U.S.C. 1751-1761, and 1766; 1773-1785, and 1787)* 2,307,295,000

FOREST SERVICE

Timber salvage sales:

Appropriations of funds to begin salvage of insect infested, dead, damaged, or down timber, and to remove associated trees for stand improvement in accordance with Public Law 95-26 12,775,000

Tongass Timber Supply Fund:

To maintain the timber supply from the Tongass National Forest at a specified level, Public Law 96-487 47,250,000

Brush disposal:

Amounts received from purchasers of national forest timber to cover the estimated cost to the United States of disposing of the brush and other debris resulting from cutting operations are covered into the Treasury as a special fund, for expenses of this work. Amounts paid in excess of the cost are refunded to the purchaser or transferred to miscellaneous receipts *(16 U.S.C. 490)* $48,300,000

Payments to States from the National Forest Fund:

The act of June 9, 1930, appropriates 25 percent of the net revenue during any fiscal year from each national forest, to be paid at the end of such year, to the State in which the forest is situated, for the benefit of the public schools and public roads of such county or counties *(16 U.S.C. 500)* 255,979,000

Licensee programs:

Fees for the use of the character "Smokey Bear" and "Woodsey Owl" by private enterprises are collected under regulations promulgated by the Secretary, and are available for furthering the nationwide forest-fire prevention and environmental quality programs *(18 U.S.C. 711; 31 U.S.C. 488b-3-6)* 100,000

Restoration of forest lands and improvements:

Funds received from settlement of claims involving damage to lands or improvements and from forfeiture of deposits and bonds by permittees and timber purchasers are used for the restoration made necessary by the action which led to the settlement or forfeiture *(16 U.S.C. 579c)* 100,000

Timber purchaser roads constructed by Forest Service:

Expenditure of timber receipts for Government constructed permanent roads for purchasers of timber who qualify as small businesses and elect to have the Forest Service construct the roads designated under the timber sale contract where costs exceed $20,000 *(section 14(i)(2), Public Law 94-588)* 50,475,000

Payment to Minnesota (Cook, Lake, and St. Louis Counties) from the National Forest Fund:

Under the act of June 22, 1948, the Secretary of the Treasury, upon certification of the Secretary of Agriculture, pays to the State of Minnesota at the close of each fiscal year an amount equivalent to three-fourths of 1 percent of the apraised value of certain Superior National Forest lands in the counties of Cook, Lake, and St. Louis for distribution to these counties *(16 U.S.C. 577g)* 711,000

Payments to counties, national grasslands:

This account consists of amounts appropriated, from revenues received during each calendar year from the use of submarginal lands held by the Secretary of Agriculture under title III of the act of July 22, 1937, for such lands are situated, on the condition that they are used for school or road purposes, or both, and for refund of excess amounts received for the use of such lands Moneys so appropriated remain available for these purposes until expended *(7 U.S.C. 1012)* 12,135,000

Payment to school funds, Arizona National Forest Fund:

At the close of each fiscal year there is paid by the Secretary of the Treasury, as income for its common-school fund, an amount equivalent to such proportion of the gross proceeds of all the national forests within the State as the area of lands granted to the State for school purposes within these forest reserves may bear to the total area of all national forests within the States *(36 Stat. 562, 573)* 121,000

Total, Department of Agriculture *$6,793,402,000*

DEPARTMENT OF COMMERCE

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

Promote and develop fishery products and research pertaining to American fisheries:

An amount equal to 30 percent of the gross receipts from customs duties on imported fishery products is transferred to the Department of Commerce annually for marine resources research and assessment and use of fishery resources. This program provides for the further development of U.S. fishing industry, and promotion and optimum utilization of the Nation's fishery resources *(15 U.S.C. 713c-3)* 31,500,000

Total, Department of Commerce *$31,500,000*

DEPARTMENT OF DEFENSE—MILITARY

FAMILY HOUSING

Homeowners Assistance Fund:

For use in the Homeowners Assistance Fund established pursuant to section 1013(d) of the Demonstration Cities and Metropolitan Development Act of 1966 (Public Law 89-754, *as amended*) 600,000

Total, Department of Defense—Military *$600,000*

DEPARTMENT OF DEFENSE—CIVIL FUNCTIONS

CORPS OF ENGINEERS—CIVIL

Payments to States:		
Seventy-five percent of moneys received on account of leases of lands acquired in connection with flood-control projects is appropriated at the end of each fiscal year for payment to the State in which the property is situated, to be expended as the State legislature may prescribe for the benefit of the public schools and public roads of the county or counties in which the property is situated *(33 U.S.C. 701c–3)*		$5,752,000
Hydraulic mining in California, Debris Fund:		
Fees paid by mine operators in the Sacramento and San Joaquin Basins for depositing mine debris in restraining works are used for their maintenance *(33 U.S.C. 683)*		48,000
Maintenance and operation of dams and other improvements of navigable waters:		
Indefinite appropriation of 50 percent of receipts from certain licenses under the Federal Power Act to be received and appropriated as a special fund in the Treasury for expenditure under the direction of the Secretary of the Army in the maintenance and operation of dams and other navigation structures owned by the United States or for other improvements of navigable waters *(31 U.S.C. 725c)*		1,900,000

MISCELLANEOUS ACCOUNTS

Wildlife conservation, Army:		
Proceeds from the sale of fish and game permits on Army installations are used to carry out a program of planning, development, maintenance, and coordination of wildlife, fish and game conservation, and rehabilitation on military reservations		1,160,000
Wildlife conservation, Navy:		
Proceeds from the sale of fish and game permits on naval installations are used to carry out a program of fish and wildlife conservation, management, and rehabilitation in cooperation with appropriate State agencies and the Fish and Wildlife Service, Department of the Interior *(74 Stat. 1052)*		230,000
Wildlife conservation, Air Force:		
Proceeds from the sale of game permits are used to carry out a program of fish and game conservation and rehabilitation in connection with the Fish and Wildlife Service *(63 Stat. 759)*		180,000
Total, Miscellaneous accounts	*$1,570,000*	
Total, Corps of Engineers–Civil	*7,700,000*	
Total, Department of Defense–Civil functions	*9,270,000*	

DEPARTMENT OF EDUCATION

OFFICE OF VOCATIONAL AND ADULT EDUCATION

Vocational and adult education:		
This program provides funds for expansion and improvement of vocational education programs and for providing for greater access to underserved populations		7,161,000
Total, Department of Education	*$7,161,000*	

DEPARTMENT OF ENERGY

ENERGY PROGRAMS

Payments to States under Federal Power Act:		
The States are paid 37.5 percent of the receipts from licenses for occupancy and use of national forests and public lands within their boundaries issued by the Federal Energy Regulatory Commission *(16 U.S.C. 810)*		570,000

POWER MARKETING ADMINISTRATION

Bonneville Power Administration Fund:		
The Bonneville Power Administration constructs, operates, and maintains transmission and related facilities and markets electric power produced at 30 Federal hydroelectric generating plants and obtained by purchase and exchange from two thermal plants		324,500,000
Total, Department of Energy	*$325,070,000*	

GENERAL SERVICES ADMINISTRATION

Expenses, disposal of surplus real and related personal property:

Fees and costs of advertising and surveying are paid out of the receipts from the disposal of surplus real and related property, subject to a limitation of 12 percent of the proceeds of all dispositions with each fiscal year *(40 U.S.C. 485(b))* ... $47,000,000

Total, General Services Administration ... *$47,000,000*

DEPARTMENT OF HEALTH AND HUMAN SERVICES

SOCIAL SECURITY ADMINISTRATION

Payments to States from receipts for child support:

This fund makes payments to States for their share of amounts collected on their behalf by the Internal Revenue Service under the provisions of the Child Support Enforcement Program, title IV-D of the Social Security Act ... 450,000

Total, Department of Health and Human Services ... *$450,000*

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

HOUSING PROGRAMS

Subsidized housing programs:

The subsidized housing programs schedule reflects both budget authority to enter into additional contracts for subsidized housing and an appropriation for payment required to liquidate such contracts under seven separate programs *(42 U.S.C. 1437c; 1441; 12 U.S.C. 1701, 1715, and 1749; and 88 Stat. 633)* ... 23,800,000

Manufactured home inspection and monitoring:

A program to establish and enforce appropriate construction standards for the construction, design, and performance of manufactured homes to assure their quality, durability, and safety ... 5,700,000

Interstate land sales:

The Interstate Land Sales Full Disclosure Act provides protection to the public with respect to purchases or leases of subdivision lots. Statements of record must be filed with the Secretary before subdivisions with 100 or more lots may be sold in interstate commerce, except when the subdivision is eligible for exemption ... 180,000

Federal Housing Administration Fund:

The Federal Housing Administration Fund, created by the National Housing Act of 1934, is a noncorporate business-type agency, which was brought under the Government Corporation Control Act by the Housing Act of 1948. FHA program objectives are achieved through the insurance of loans for financing the production, purchase, repair, and improvement of residential properties and these programs are under four separate insurance funds established by statute. Income from fees, premiums, and investments are credited to the funds and operating expenses including expenses and losses connected with foreclosed property and defaulted notes and mortgages are charged to the funds *(12 U.S.C. 1701)* ... 46,940,000

GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

Management and Liquidating Functions Fund:

The association is required to manage and liquidate its initial mortgage portfolio and other mortgages, loans or obligations. Liquidation of the portfolio is accomplished through regular principal repayments according to their amortization schedules, by sales of mortgages when they can be absorbed by private investors without disruption of normal market conditions and through principal credits arising from prepayments and foreclosures ... 100,000

Total, Department of Housing and Urban Development ... *$76,720,000*

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Leasing of grazing lands:

State, county, and privately owned grazing lands that are intermingled with public grazing lands are managed on a leased basis within the limits of receipts from such arrangements *(43 U.S.C. 315m)* ... 2,000

Payments to Oklahoma:

The State of Oklahoma is paid 37½ percent of the Red River oil and gas royalties in lieu of State and local taxes on Kiowa, Comanche, and Apache tribal lands to be used for construction and maintenance of public roads and support of public schools *(65 Stat. 252)* ... 6,000

Payments to Coos and Douglas Counties, OR, in lieu of taxes on Coos Bay Wagon Road grant lands:	
Receipts derived in any one year from the Coos Bay Wagon Road grant lands in Oregon and deposited in the special funds in the Treasury created by the act of February 26, 1919 (40 Stat. 1179), for payment annually, in lieu of taxes, to the treasurers of Coos and Douglas Counties according to the ratio that the total assessed valuation of the reconveyed Coos Bay Wagon Road grant lands, belonging to the United States, in each of said counties bear to the total assessed valuation of all said lands in those counties, pursuant to the various provisions of the act approved May 24, 1939 (53 Stat. 753, 754), said moneys to be used by the treasurer of the county for common schools, roads, highways, bridges, and port district *(40 Stat. 1179; 53 Stat. 753-754)*	$580,000
Payments to certain counties in Oregon from the Oregon and California Land Grant Fund (in lieu of current taxes):	
Indefinite appropriation of 50 percent of all moneys deposited in the Treasury to the credit of the Oregon and California land-grant fund for payment to the counties in which the lands revested under the act of June 9, 1916 (39 Stat. 218), are situated to be payable on or after June 30, 1938, and each year thereafter to each of said counties in the proportion that the total assessed value of the Oregon and California grant lands in each of said counties for the year 1915 bears to the total assessed value of all of said lands in the State of Oregon for said year, such moneys to be used as other county funds *(39 Stat. 218; 50 Stat. 87b)*	50,000,000
Payments to States from sales of lands:	
Payments to the several States of 5 percent of the net proceeds of sales of public lands and materials lying within their limits, for the purpose of education or of making public roads and improvements *(31 U.S.C. 711)*	680,000
Payments to States from grazing receipts, et cetera, public lands outside grazing districts:	
Payments are made to the States of 50 percent of the money received as grazing fees from outside grazing district *(43 U.S.C. 315i, 315m)*	1,021,000
Payments to States from grazing receipts, et cetera, public lands within grazing districts:	
Payments are made to the States of 12½ percent of moneys received as grazing fees from within grazing districts *(43 U.S.C. 315b; 315i)*	1,613,000
Payments to counties, national grasslands:	
Of the revenues received from the use of submarginal lands, 25 percent is paid to the counties in which such land is situated for school and road purposes. These lands were formerly administered by the Department of Agriculture but were transferred to the Bureau of Land Management for administration in connection with the Grazing Program *(7 U.S.C. 1012)*	566,000
Expenses road maintenance:	
Public Law 94-579 approved October 21, 1976, permanently appropriated certain moneys to the Secretary of the Interior. Users of roads under jurisdiction of the Bureau of Land Management may make deposits for maintenance purposes, and moneys collected are available for necessary road maintenance. Moneys collected on Oregon and California grant lands are available for those lands only *(43 U.S.C. 1701 et seq.)*	4,000,000
Payments to Nevada from receipts on land sales:	
Public Law 96-586 authorizes and directs the Secretary to sell not more than 700 acres of public lands per calendar year in and around Las Vegas, NV; proceeds of which are to be used to acquire environmentally sensitive lands in the Lake Tahoe Basin of California and Nevada. Annual revenues are distributed to the State of Nevada (5 percent) and the county in which the land is located (10 percent)	3,360,000

BUREAU OF RECLAMATION

Payment of interest on advances from Treasury, Colorado River Dam Fund, Boulder Canyon project:	
Indefinite appropriation for payments into miscellaneous receipts of the Treasury of moneys advanced for the construction of the Boulder Canyon project, with interest, as provided in the Boulder Canyon Project Act of December 21, 1928, as amended *(43 U.S.C. 618a(b))*	1,500,000
Payments to States of Arizona and Nevada, Boulder Canyon project:	
Specific appropriation of $300,000 per annum to each of the States of Arizona and Nevada, from revenues from the operations of the Boulder Canyon project, as provided in the Boulder Canyon Project Act of December 21, 1928, as amended *(43 U.S.C. 618a(c)) (definite)*	600,000

Operation, maintenance, and replacement of project works, North Platte project (Gering and Fort Laramie, Goshen, and Pathfinder irrigation districts):	
This fund is derived from the revenues arising from leasing or project grazing and farm lands, sale or rental of surplus water, and other miscellaneous revenues which otherwise would accrue to the Gering and Fort Laramie, Goshen, and Pathfinder irrigation districts under subsections I to J of section 4 of the act of December 5, 1924 *(43 Stat. 703)*, and such revenues may be expended, as set forth in contracts with the above districts, for the replacement of the project works operated and maintained by the United States and to supplement funds advanced by the water users to meet annual costs of operation and maintenance of such works *(66 Stat. 755, sec. 4)*	$30,000
Payments to farmers' irrigation district (North Platte project, Nebraska-Wyoming):	
Payments are made to the farmer's irrigation district on behalf of the Northport irrigation district for water carriage *(62 Stat. 273, as amended)*	8,000
Payments to local units, Klamath Reclamation Area:	
Certain revenues collected from the leasing of Klamath project reserved Federal lands within the boundaries of certain national wildlife refuges will be used for various purposes *(78 Stat. 850)*	180,000
Refunds and returns:	
Overcollections are refunded and amounts of deposits not applied to the purposes for which the deposits were accepted are returned *(64 Stat. 689)*	382,000

U.S. FISH AND WILDLIFE SERVICE

Migratory Bird Conservation Fund:	
Proceeds from the sale of Federal conservation and hunting stamps are set aside for carrying out the migratory birds conservation account *(16 U.S.C. 715k-3, 5)*	25,376,000
National Wildlife Refuge Fund:	
The Refuge Revenue Sharing Act authorizes the expenditure of revenues from the sale of products from the National Wildlife Refuge System. Part of the net proceeds from sales of refuge products, either 25 percent or 0.75 percent of the value of lands acquired in fee in each case of each refuge, is paid to counties in which refuges are located for benefit of public schools and roads. The remainder of the revenue is available for management of the refuge system and for enforcement of the Migratory Bird Treaty Act *(16 U.S.C. 715s)*	6,778,000
Federal aid in fish restoration and management:	
States are reimbursed up to 75 percent of the cost of approved fish restoration and management projects, including research into fish culture, formulation of restocking plans, and acquisition and improvement of fish habitat *(16 U.S.C. 777a–k)*	43,000,000
Federal aid in wildlife restoration:	
States are reimbursed up to 75 percent of the cost of approved wildlife restoration projects, included acquisition and development of land and water areas, and for wildlife management research *(16 U.S.C. 669–669i)* and approved hunter safety programs *(Public Law 91–503)*	128,000,000
Proceeds from sales, water resources development projects:	
Receipts derived from water resources development projects conducted on national wildlife refuge lands *(16 U.S.C. 460d)*	100,000

NATIONAL PARK SERVICE

Educational expenses, children of employees, Yellowstone National Park:	
Revenues received from visitors to the park are used to provide educational facilities to pupils who are dependents of persons engaged in the operation of Yellowstone National Park *(16 U.S.C. 40a)*	415,000
Payment for tax losses on land acquired for Grand Teton National Park:	
Park fees are used to compensate the State of Wyoming for tax losses on lands acquired for Grand Teton National Park *(16 U.S.C. 406d–3)*	23,000
Operation, management, maintenance, and demolition of federally acquired properties, Independence National Historic Park:	
Moneys collected from rental operations of the Irwin Building were used for the operation, management, and maintenance of this building and its subsequent demolition, as authorized in the act approved October 26, 1951 *(65 Stat. 664)*	7,000

GEOLOGICAL SURVEY

Surveys, investigations, and research:	
For expenses necessary for the Geological Survey to perform surveys, investigations, and research covering topography, geology, and the mineral and water resources of the United States, its territories and possessions, and other areas as authorized by law *(43 U.S.C. 31, 1332 and 1340)*	8,500,000

MINERALS MANAGEMENT SERVICE

Payments to States from receipts under Mineral Leasing Act: Alaska is paid 90 percent and other States 50 percent of the receipts from bonuses, royalties, and rentals resulting from development of mineral resources under the Mineral Leasing Act, and from leases of potash deposits, on both public domain and acquired lands *(30 U.S.C. 191 and 235)*		$995,434,000

BUREAU OF INDIAN AFFAIRS

Claims and treaty obligations: For fulfilling treaties with the Senecas and Six Nations of New York, Pawnees of Oklahoma, and payments to the Indians of the Sioux reservations *(4 Stat. 442; 7 Stat. 46, 98, 210, 234; 11 Stat. 614, 729; 72 Stat. 644)*		1,000,000
Operation and maintenance, Indian irrigation systems: All revenues derived from charges for operation and maintenance of Indian irrigation projects are available for expenditure for operation and maintenance of the projects in accordance with the act of August 7, 1946, Public Law 647 *(60 Stat. 895)*		14,400,000
Power systems, Indian irrigation projects: Sums not in excess of the amount of power revenues covered into the Treasury to the credit of each of the power projects shall be available for the purposes authorized by section 3 of the act of August 7, 1946 (Public Law 647) as amended *(60 Stat. 895; 65 Stat. 254)*		18,600,000

OFFICE OF TERRITORIAL AFFAIRS

Payments to the United States territories fiscal assistance: Excise taxes collected by the Internal Revenue Service are made available to the territories of Guam and the Virgin Islands under sections 1(c) and 4(c)(2) of Public Law 95-348, 92 Stat. 487		59,800,000
Total, Department of the Interior	*$1,365,961,000*	

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

Payment to the Foreign Service Retirement and Disability Fund: The Foreign Service Retirement Amendments of 1976 *(title V, Public Law 94-350)* authorized additional Federal contributions to the Foreign Service Retirement and Disability Fund		224,500,000

OTHER

International Center, Washington, DC: Property owned by the United States in the northwest section of the District of Columbia bounded by Connecticut Avenue, Van Ness Street, Reno Road, and Tilden Street will be sold or leased to foreign governments for use as embassies. Proceeds will finance the costs of site preparation *(82 Stat. 958)*		2,972,000
Total, Department of State	*$227,472,000*	

DEPARTMENT OF TRANSPORTATION

COAST GUARD

National Recreational Boating Safety and Facilities Improvement Fund: This account provides financial assistance for the development and implementation of a coordinated National Recreational Boating Safety Program, as provided for in Public Law 92-75, as amended		45,000,000
Pollution Fund: This fund was established under section 11(k) of the Federal Water Pollution Control Act, as amended by Public Law 92-500 to insure immediate cleanup of oil or other hazardous polluting substances spilled into the navigable water of the United States, adjoining shorelines or waters of the contiguous zone		7,000,000

MARITIME ADMINISTRATION

Operating differential subsidies (liquidation of contract authority): The Merchant Marine Act of 1936, as amended, provides that operating subsidies shall be paid to qualified operators of U.S. flag vessels to promote the maintenance of a U.S. merchant marine capability. Subsidies equivalent to the differential between American and foreign operating costs, are paid to operators of U.S. flag vessels performing essential shipping services enabling them to compete on a competitive cost basis with foreign operators		429,000,000
Total, Department of Transportation	*$481,000,000*	

DEPARTMENT OF THE TREASURY

OFFICE OF THE SECRETARY

Presidential Election Campaign Fund:

Public Law 93-443 imposes overall limitations on campaign expenditures and contributions and provides for the designation of a principal campaign committee by each candidate for Federal office. The act further provides for public financing of Presidential nominating conventions and Presidential primary elections $44,200,000

BUREAU OF GOVERNMENT FINANCIAL OPERATIONS

Claims, judgments, and relief acts:

Appropriations are made to pay claims and interest for damages not chargeable to appropriations of individual agencies and for the payment of public and private relief acts. Appropriations are made individually for judgments over $100,000, but 31 U.S.C. 724a authorizes a permanent indefinite appropriation to pay judgments under $100,000 from the general funds of the Treasury 405,420,000

Advances to the Railroad Retirement Board:

In any month when the Railroad Retirement Board finds that the balance in the railroad retirement account is insufficient to pay annuity amounts due to be paid, the Secretary of the Treasury shall transfer to the credit of the railroad retirement account such additional amounts upon notification by the Board 2,551,907,000

Interest on uninvested funds:

This fund was established to record interest payable from the general fund of the Treasury pursuant to various permanent appropriations in connection with certain trust funds. Under the terms and conditions provided by law creating the trust in each case, interest accruing and payable from the general fund of the Treasury will be appropriated and recorded in this account for transfer to the proper trust fund receipt account *(31 U.S.C. 725s; 2 U.S.C. 158; 20 U.S.C. 54-55, 74a and 101; 24 U.S.C. 46; various treaties; and 69 Stat. 533)* 11,324,000

The following schedule details the interest obligations under this account:

Bequest of Gertrude M. Hubbard, Library of Congress	*$1,000*
Library of Congress trust fund	*527,000*
National Gallery of Art trust fund	*775,000*
Education of the blind	*10,000*
Soldiers' Home permanent fund	*9,000,000*
Indian tribal funds	*250,000*
Immigration Bonds Deposit Fund	*760,000*
Oliver Wendell Holmes Devise Fund	*1,000*
Total, Obligations	*11,324,000*

U.S. CUSTOMS SERVICE

Miscellaneous permanent appropriations:

Customs duties, taxes, and fees collected in Puerto Rico and the Virgin Islands are deposited to this account. After expenses have been provided for, available balances are transferred to the treasurer of Puerto Rico, and the treasury of the municipalities of the Virgin Islands, respectively *(48 U.S.C. 740, 795, 1396, 1406(h))* 75,000,000

BUREAU OF THE MINT

Coinage Profit Fund:

Receipts of this fund consist of gains resulting from coinage of metals into 1-cent and 5-cent pieces and from the coinage of silver bullion. The fund is charged with the wastage incurred in such coinage, recoinage, losses on minor coins, and the cost of distributing such coins *(31 U.S.C. 317(c) and 340, as amended by 79 Stat. 256)* 6,203,000

INTERNAL REVENUE SERVICE

Payment where credit exceeds liability for tax:

Indefinite appropriation for payment to tax filers in instances wherein the earned income credit exceeds the amount of tax liability owed. The Revenue Adjustment Act of 1975 (Public law 94-164) originally authorized this credit which was made permanent by the Revenue Act of 1978 (Public Law 95-600) 1,123,000,000

Refunding internal revenue collections (interest):

The act of June 19, 1948, appropriated such sums as may be necessary for payment of interest on internal revenue collections *(26 U.S.C. 6611)* 1,586,000,000

Internal revenue collections for Puerto Rico:

Taxes collected under the internal revenue laws of the United States on articles produced in Puerto Rico and transported to the United States or consumed on the island shall be covered into the treasury of Puerto Rico *(26 U.S.C. 7652)* 275,000,000

U.S. SECRET SERVICE

Contribution for annuity benefits:		
Reimbursement to the District of Columbia on a monthly basis for benefit payments made from revenues of the District of Columbia to members of the Executive Protection Service and such members of the U.S. Secret Service as are entitled thereto *(72 Stat. 883)*		$11,000,000

INTEREST ON THE PUBLIC DEBT

Payment of interest on public debt:		
Indefinite appropriation for payment of interest on public debt *(31 U.S.C. 1305 and 3123)*		144,500,000,000
Total, Department of the Treasury	*$150,589,054,000*	

INDEPENDENT AGENCIES

CORPORATION FOR PUBLIC BROADCASTING

Public Broadcasting Fund:		
The Corporation for Public Broadcasting assists in the development and improvement of public telecommunications services and noncommercial television and radio broadcasting through direct support of national interconnection services, payments to radio and television stations for general operational support, and grants to radio and television stations and other entities throughout the country for the production and acquisition of programs for national, regional, and local use. In addition, the Corporation for Public Broadcasting undertakes research and analysis activities, conducts training, and provides technical assistance to improve systemwide capacity and performance, as authorized by the Public Telecommunications Financing Act of 1978		130,000,000

FEDERAL EMERGENCY MANAGEMENT AGENCY

National Insurance Development Fund:		
The National Insurance Development Fund provides the funding source for two programs authorized by the Urban Property Protection and Reinsurance Act of 1968, as amended: (1) the FAIR (fair access to insurance requirements) plan/Riot Reinsurance Program; and (2) the Federal Crime Insurance Program		17,077,000
National Flood Insurance Fund:		
The National Flood Insurance Act of 1968, as amended, authorizes the Federal Government to provide flood insurance on a national basis. Structures in identified flood-prone areas are eligible for limited amounts of coverage at subsidized insurance rates		71,000,000

OFFICE OF PERSONNEL MANAGEMENT

Payment to Civil Service Retirement and Disability Fund:		
Section 103 of the Civil Service Retirement Amendments of 1969, approved October 20, 1969, established the basis for requiring Federal contributions to the Civil Service Retirement and Disability Fund		11,977,017,000

TENNESSEE VALLEY AUTHORITY

Tennessee Valley Authority Fund:		
The Tennessee Valley Authority is the sole supplier of electric power to an area of 80,000 square miles in seven Tennessee Valley States, as provided in the Tennessee Valley Authority Act of 1933, as amended *(16 U.S.C., ch. 12A)*		808,242,000
Total, Independent agencies	*$13,003,336,000*	
Grand total, all accounts	*173,040,153,000*	

II. RECAPITULATION OF PERMANENT APPROPRIATIONS—FEDERAL FUNDS

[Note.—Basically, the amounts shown are taken from the fiscal year 1984 budget and are subject to revision as better data become available.]

Department or establishment	Amounts—fiscal years	
	1983	1984
Legislative:		
Senate	$8,431,000	$8,793,000
House of Representatives	34,655,000	35,600,000
Library of Congress	36,244,000	37,764,000
Total	79,330,000	82,157,000
Executive:		
Department of Agriculture:		
Commodity Credit Corporation	53,855,000	87,694,000
Rural Electrification Administration	646,000	740,000
Farmers Home Administration	356,117,000	3,556,109,000
Agricultural Marketing Service	403,705,000	413,618,000
Food and Nutrition Service	2,281,676,000	2,307,295,000
Forest Service	294,438,000	427,946,000
Total	3,390,437,000	6,793,402,000
Department of Commerce:		
National Oceanic and Atmospheric Administration	30,623,000	31,500,000
Department of Defense—Military:		
Family housing	800,000	600,000
Department of Defense—Civil:		
Corps of Engineers, Civil	7,400,000	7,700,000
Miscellaneous accounts	1,514,000	1,570,000
Total	8,914,000	9,270,000
District of Columbia	150,000,000	
Department of Education:		
Office of Vocational and Adult Education	7,161,000	7,161,000
Office of Postsecondary Education	2,974,000	
Total	10,135,000	7,161,000
Department of Energy:		
Energy programs	544,000	570,000
Power Marketing Administration	205,500,000	324,500,000
Total	206,044,000	325,070,000
General Services Administration	25,000,000	47,000,000
Department of Health and Human Services:		
Social Security Administration	450,000	450,000
Department of Housing and Urban Development:		
Housing programs	101,662,000	76,620,000
Government National Mortgage Association	116,000	100,000
New Community Development Corporation	109,671,000	
Total	211,449,000	76,720,000

II. RECAPITULATION OF PERMANENT APPROPRIATIONS—FEDERAL FUNDS—Continued

[Note.—Basically, the amounts shown are taken from the fiscal year 1984 budget and are subject to revision as better data become available.]

Department or establishment	Amounts—fiscal years	
	1983	1984
Executive—Continued		
Department of the Interior:		
Bureau of Land Management	$604,907,000	$61,828,000
Bureau of Reclamation	2,700,000	2,700,000
U.S. Fish and Wildlife Service	170,052,000	203,254,000
National Park Service	30,405,000	445,000
Geological Survey		8,500,000
Minerals Management Service		995,434,000
Bureau of Indian Affairs	34,000,000	34,000,000
Office of Territorial Affairs	57,000,000	59,800,000
Total	899,064,000	1,365,961,000
Department of State:		
Administration of Foreign Affairs	219,600,000	224,500,000
Other	3,100,000	2,972,000
Total	222,700,000	227,472,000
Department of Transportation:		
Coast Guard	52,000,000	52,000,000
Maritime Administration	406,821,000	429,000,000
Total	458,821,000	481,000,000
Department of the Treasury:		
Office of the Secretary	43,200,000	44,200,000
Bureau of Government Financial Operations	1,868,835,000	2,968,651,000
U.S. Customs Service	72,000,000	75,000,000
Bureau of the Mint	5,000,000	6,203,000
Internal Revenue Service	3,379,000,000	2,984,000,000
Secret Service	9,000,000	11,000,000
Interest on the public debt	128,200,000,000	144,500,000,000
Total	133,577,035,000	150,589,054,000
Independent agencies:		
Corporation for Public Broadcasting	172,000,000	130,000,000
Federal Emergency Management Agency	96,839,000	88,077,000
Office of Personnel Management	11,603,734,000	11,977,017,000
Tennessee Valley Authority	989,558,000	808,242,000
Total	12,862,131,000	13,003,336,000
Total	152,132,933,000	173,040,153,000

III. PERMANENT APPROPRIATIONS—TRUST FUNDS

(For permanent Federal funds, see table II)

COMPILER'S NOTE.—The text and amounts of these permanent appropriations are taken from the budget for the fiscal year 1984. These are funds that do not require annual action by the Congress, but rather become available automatically under earlier laws. The amounts shown are estimated and are thus subject to revision as better data become available during the fiscal year.

LEGISLATIVE

LIBRARY OF CONGRESS

Gift Fund:	
This fund represents gifts or bequests of money made to the Library of Congress for the immediate disbursement by the Librarian. In the interest of the Library, its collections, or its service for the purpose in each case specified *(2 U.S.C. 160; 31 U.S.C. 725s)*	$1,284,000
Income from investment account:	
This fund represents income from investments held by the Treasury for the benefit of the Library of Congress and is subject to disbursement by the Librarian for the purposes in each case specified *(2 U.S.C. 157; 31 U.S.C. 725s)*	151,000
Payment of interest on bequest of Gertrude M. Hubbard:	
Trust fund of $20,000, the interest on which, at 4 percent per annum, is to be used for the purchase of engravings and etchings to be added to the "Gardiner Greene Hubbard Collection" *(Act of Aug. 20, 1912, 37 Stat. 319, sec. 21)*	3,000
Payment of interest on permanent loan:	
This appropriation represents a sum equivalent to interest at the rate of 4 percent per annum, payable semiannually, on a permanent loan to the United States, not exceeding $5,000,000, in accordance with provisions of gifts or bequests—such interest, as income, being subject to disbursement by the Librarian of Congress for the purpose specified *(2 U.S.C. 156–158; Act of Mar. 3, 1925, 43 Stat. 1107)*	766,000
Service fees:	
Operation of a photoduplication laboratory and a sound recording laboratory are financed from fees received for services rendered to other Government agencies and the public *(2 U.S.C. 160; 31 U.S.C. 725s)*	5,248,000

OFFICE OF TECHNOLOGY ASSESSMENT

Contributions and donations:	
This fund provides for the use of contributions and donations for furtherance of the general purposes of the Technology Assessment Act of 1972, Public Law 92–484 *(2 U.S.C. 475(a)(5))*	3,000
Total, Legislative ... *$7,455,000*	

THE JUDICIARY

Judicial Survivors' Annuity Fund:	
This fund is used to pay annuities to eligible widows and dependent children of deceased judges of the United States, to make refunds to former judges who have elected to come under the judicial survivors annuity system but who have left the service, and to pay claims of survivors of member judges for any unpaid amounts credited to the individual accounts of such judges *(28 U.S.C. 376)*	12,317,000
Total, the Judiciary ... *$12,317,000*	

EXECUTIVE

FUNDS APPROPRIATED TO THE PRESIDENT

Advances, foreign military sales:	
The trust fund, which is strictly a cash account, is to enable foreign governments to take advantage of savings which result from procurements through U.S. Government channels. Authorized by sections 21 and 22 of the Arms Export Control Act, the fund is used to facilitate cash sales of defense articles and services *(82 Stat. 1323)*	$15,500,000,000
Technical assistance, U.S. dollars advanced from foreign governments:	
Funds advanced by foreign countries are used to pay for procurement in the United States of nonmilitary materials or services for programs in those countries in accordance with bilateral agreements *(22 U.S.C. 2315)*	15,000,000
Miscellaneous contributed funds:	
Funds received by gift, devise, bequest, or from foreign governments for furtherance of the Peace Corps Program *(22 U.S.C. 2509(a)(3))*	210,000
Gifts and contributions, Inter-American Foundation:	
Miscellaneous contributed funds received by gift, devise, bequest, grant, or otherwise are used in furtherance of the Foundation's program *(22 U.S.C. 290f(e)(9))*	91,000

Total, Funds Appropriated to the President *$15,515,301,000*

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

Miscellaneous contributed funds:	
Funds received from States, local organizations, individuals, and others available for work under cooperative agreements on miscellaneous farm utilization, and marketing research activities plant and animal quarantine inspection, and cooperative plant and animal disease and pest control activities *(7 U.S.C. 450b, 2220)*	2,000,000

STATISTICAL REPORTING SERVICE

Miscellaneous contributed funds:	
Miscellaneous funds received from local organizations, commodity groups, and others are available for dissemination of reports and for crop and livestock survey work under cooperative agreements *(7 U.S.C. 450b, 450h)*	145,000

ECONOMIC RESEARCH SERVICE

Miscellaneous contributed funds:	
Miscellaneous funds received from States, local organizations, and others are available for support of economic research and analysis *(7 U.S.C. 450b, 450h)*	64,000

OFFICE OF INTERNATIONAL COOPERATION AND DEVELOPMENT

Miscellaneous contributed funds:	
Miscellaneous funds received from the Government of Saudi Arabia are available for expenses in support of USDA's technical assistance project *(22 U.S.C. 2392)*	10,095,000

SOIL CONSERVATION SERVICE

Miscellaneous contributed funds:	
Miscellaneous funds received from States, local organizations, individuals, and others are available for work under cooperative agreements *(7 U.S.C. 450b)*	560,000

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Expenses, feed, and attendants for animals in quarantine:	
Fees advanced by importers *(21 U.S.C. 102)*	1,140,000
Miscellaneous contributed funds:	
Funds received from States, local organizations, individuals, and others available for plant and animal quarantine inspections, and cooperative plant and animal disease and pest control activities *(7 U.S.C. 450b, 2220)*	1,738,000

AGRICULTURAL MARKETING SERVICE

Expenses and refunds, inspection and grading of farm products:	
An inspection and grading service of products is provided on request. Thus services are supported primarily by fees paid by users. The schedules reflect expenses paid from fees received *(7 U.S.C. 91–99, 1621–1627)*	78,509,000

FOOD SAFETY AND INSPECTION SERVICE

Expenses and refunds, inspection and grading of farm products:	
An inspection and grading service for products is provided on request. These services are supported primarily by fees paid by users. A limited amount of direct appropriation is available which covers a portion of the public benefit service. The schedules reflect expenses paid from fees received *(7 U.S.C. 1621–1627)*	$719,000

FOREST SERVICE

Miscellaneous contributed funds:	
Advances, including deposits from purchasers of timber, are received and used for specified work in forest investigations, protection, and improvements of the national forests; and protection, reforestation, and administration of private lands adjacent to national forests *(7 U.S.C. 2269; 16 U.S.C. 498, 535, 572, 572a, 576b, 1643; and 31 U.S.C. 725s)*	150,000,000
Reforestation Trust Fund:	
Amounts from this account will be used for reforestation as authorized by section 303 of the act of October 14, 1980 *(16 U.S.C. 1606a, (d), and (e))*	31,400,000

Total, Department of Agriculture *$276,370,000*

DEPARTMENT OF COMMERCE

GENERAL ADMINISTRATION

Gifts and bequests:	
This fund established to account for gifts and bequests in furtherance of programs and activities of the Department of Commerce. Property and the proceeds thereof are used as nearly as possible in accordance with the terms of the gift or bequest *(15 U.S.C. 1522)*	200,000
Special studies, services, and projects:	
Fees collected for filling requests for special information are deposited in this fund. *(15 U.S.C. 1526)*	100,000

BUREAU OF THE CENSUS

Special studies, services, and projects:	
The Social and Economic Statistics Administration performs, at cost, special statistical work and data analysis for State and local governments, universities, trade associations, and individuals requesting such data. These services are provided only when it has been determined that they are in the public interest; are consistent with the Administration's duties; and that the statistics furnished will not identify individuals or particular organizations. In addition, the Administration furnishes age and citizenship data from past census records on a fee basis. Funds received for these purposes are used to pay expenses in the performance of such work *(13 U.S.C. 8; 15 U.S.C. 1525)*	10,800,000

ECONOMIC AND STATISTICAL ANALYSIS

Information products and services:	
This fund is maintained to finance the preparation of transcripts from technical and scientific reports, studies, tables, and other research materials	29,000,000
Special studies, services, and projects:	
Provides economic and statistical data and analyses to individuals and firms as provided by law *(15 U.S.C. 1526)*	338,000

INTERNATIONAL TRADE ADMINISTRATION

Contributions, educational and cultural exchange:	
This fund accounts for contributions received from commercial exhibitors participating in Commerce-sponsored trade and industrial exhibits, trade center shows, and other overseas trade promotions. These funds cover about 60 percent of the direct expenses of such trade promotion events	6,600,000
Special studies, services, and projects:	
Market studies and analyses, trade reports, certain export information and trade leads, publications, statistical reports and special services are provided for a fee. Receipts offset a portion of production costs	2,428,000

U.S. TRAVEL AND TOURISM ADMINISTRATION

Special studies, services, and projects:	
This fund provides for receipt and disbursement of funds to finance travel trade shows outside the United States and receipts from subscriptions to the Inflight Survey reports	375,000

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

Special studies, services, and projects: This represents receipts from the sale of charts and publications used to finance production costs, bindery and distribution operations, and related overhead *(Public Law 91–412)*	$710,000
Inspection and grading of fishery products: This represents contributions from individuals and firms participating in the National Marine Fisheries Service's Program for inspection and grading of fishery products *(7 U.S.C. 1621–1627)*	3,054,000

Total, Department of Commerce *$53,605,000*

DEPARTMENT OF DEFENSE—MILITARY

DEPARTMENT OF THE ARMY

General gift fund: Included in this fund are gifts and bequests limited to specific purposes by the donor, such as, the Evangeline G. Bovard award, Cormack Medical Fund, Quartermaster Foundation Inc., and Henry C. McClean bequest. In addition, it accounts for gifts and bequests not limited to specific use by the donor which may be used for purposes determined by the Secretary of the Army *(10 U.S.C. 2601)*	100,000

DEPARTMENT OF THE NAVY

General gift fund: This fund consists mostly of donations from individuals, subject to conditions specified by the donor, for the benefit of the Naval Academy, the Naval Academy Museum, and other institutions of the Navy *(10 U.S.C. 6973; 10 U.S.C. 6974; 10 U.S.C. 2601)*	350,000
Office of Naval Records and History Fund: Gifts or bequests of money and royalties received from sale of histories of U.S. naval operations shall be deposited in the Treasury of the United States under the title "Office of Naval Records and History Funds," and any funds so deposited shall be subject to disbursement by the Secretary of the Navy for the benefit or use of the Office of Naval Records and Library subject to the terms and conditions of the acceptance of any particular gift or bequest. Interest on investments accrues to the fund *(10 U.S.C. 7222)*	35,000
Ship's stores profits: Profits on certain sales, to be expended for the recreation and amusement of the enlisted force of the Navy *(31 U.S.C. 725s (68); 10 U.S.C. 7604)*	18,500,000
United States Naval Academy general gift fund: Gifts or bequests of money or the proceeds from sales of other property received as gifts shall be deposited in the Treasury under the title "United States Naval Academy general gift fund" and any funds so deposited shall be subject to disbursement by the Secretary of the Navy for the benefit or use of the United States Naval Academy subject to the terms and conditions of the acceptance of any particular gift or bequest. Interest on investments accrues to the fund *(10 U.S.C. 2601, 6973)*	274,000
United States Naval Academy Museum Fund: Gifts and bequests of money or the proceeds from sales of other property received as gifts shall be deposited in the Treasury under the title "United States Naval Academy Museum Fund" and the funds so deposited shall be subject to disbursement by the Secretary of the Navy for the benefit of the United States Naval Academy Museum, its collection, or its services. Interest on investments accrues to the fund *(10 U.S.C. 6974)*	176,000

DEPARTMENT OF THE AIR FORCE

General gift fund: This fund consists mostly of donations from individuals, subject to conditions specified by the donors, for the benefit of the purchase of paintings, the Air Force Academy and the Strategic Air Command *(10 U.S.C. 2601)*	65,000

Total, Department of Defense—Military *$19,500,000*

DEPARTMENT OF DEFENSE—CIVIL

CORPS OF ENGINEERS—CIVIL

Funds contributed for river and harbor improvements: Indefinite appropriations of the amounts received and covered into the Treasury as contributions and advances by local interests in certain localities for river and harbor improvements as provided in various acts of Congress *(33 U.S.C. 560, 561, 701h, 702f, 703)*	71,000,000

SOLDIERS' AND AIRMEN'S HOME

Payment of claims:

Refunds are made from the permanent fund of amounts of court-martial fines and other charges erroneously deducted from the pay of soldiers and airmen after adjudication of claims therefor by the General Accounting Office *(31 U.S.C. 71, 711(12); 24 U.S.C. 44)* 55,000

Total, Department of Defense—Civil *$71,005,000*

DEPARTMENT OF ENERGY

Advances for cooperative work:

When requested, the Western Area Power Administration performs investigations or construction work with the funding provided by non-Federal entities under the Contributed Funds Act *(43 U.S.C. 395, 396)* 24,000,000

Total, Department of Energy *$24,000,000*

GENERAL SERVICES ADMINISTRATION

National Archives Gift Fund:

Grants and donations are deposited into this fund to benefit National Archives' collections and services in accordance with the terms of the donor *(44 U.S.C. 2305)* 184,000

Total, General Services Administration *$184,000*

DEPARTMENT OF HEALTH AND HUMAN SERVICES

OFFICE OF ASSISTANT SECRETARY FOR HEALTH

Public Health Service trust funds:

Gifts to the Public Health Service, some of which are limited to specific uses by the donors, are used in accordance with the conditions prescribed *(42 U.S.C. 219, 24 U.S.C. 165, 24 U.S.C. 2001–2004)* 8,124,000

HEALTH CARE FINANCING ADMINISTRATION

Federal Hospital Insurance Trust Fund:

Public Law 89–97 provides social insurance under the Social Security system for inpatient and outpatient hospital care, posthospital extended care, and outpatient hospital extended care, and home health services to over 20 million aged Americans financed by a joint employee-employer tax 44,103,000,000

Federal Supplementary Medical Insurance Trust Fund:

The Social Security Act provides for a voluntary supplemental medical benefits program. Benefit payments are made to those electing coverage to cover the cost of physicians' services, home health services, and other related medical services. Costs of benefit payments and administrative expenses are financed by premium payments together with matching contributions from the general revenues of the Treasury *(revised 4/68)* 21,897,000,000

SOCIAL SECURITY ADMINISTRATION

Federal Old-Age and Survivors Insurance Trust Fund:

Under the provisions of section 201, title II, of the Social Security Act Amendments of 1939, approved August 10, 1939, there was created on the books of the Treasury of the United States a trust fund to be known as the "Federal Old-Age and Survivors Insurance Trust Fund," consisting of the securities held by the Secretary of the Treasury for the "old-age reserve account" and the amount standing to the credit of the "old-age reserve account" on the books of the Treasury of January 1, 1940, which securities and amount the Secretary of the Treasury was authorized and directed to transfer to the trust fund, and, in addition, such amounts as may be appropriated to the trust fund as provided in the act. The act appropriates funds for each fiscal year thereafter, out of any moneys in the Treasury not otherwise appropriated, amounts equivalent to 100 per centum of the taxes (including interest, penalties, and additions to the taxes) received under the Federal Insurance Contributions Act and covered into the Treasury, with the further provision that the trust fund shall repay to the general fund of the Treasury the amount required by the Social Security Board and the Treasury Department to administer title II and title VIII of the act and the Federal Insurance Contributions Act *(42 U.S.C. 401)* 139,163,780,000

Federal Disability Insurance Trust Fund:

The Social Security Act provides disability insurance benefits for certain disabled individuals. An amount equal to 0.55 percent of wages paid and 0.825 percent of self-employment income is appropriated to this fund for benefit payments and administrative expenses. The excess of income over outgo and annual interest are invested in Government securities.

Under the provisions of the act, the Secretary of Health, Education, and Welfare will determine at the end of each year, that portion of the administrative expenses of the Bureau of Old-Age and Survivors Insurance which is a proper charge against this fund *(70 Stat. 821)* $26,395,803,000

Total, Department of Health and Human Services *$231,567,707,000*

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

MANAGEMENT AND ADMINISTRATION

Gifts and bequests:

This fund is the repository of gifts and bequests to be used for the purposes of aiding the work of the Department *(42 U.S.C. 3535(k)(1))* 10,000

Total, Department of Housing and Urban Development *$10,000*

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Land and Resource Management Trust Fund:

Applicants for conveyance of lands omitted in original surveys pay the cost of surveys and the administrative costs of conveyance. Advances are made by individuals to pay the costs of other types of surveys requested by them. Users of the Federal range and others contribute funds or make gifts for conservation practices, acquisition, protection, and other purposes *(43 U.S.C. 315h, 315i, 775; 74 Stat. 506; 31 U.S.C. 711; 43 U.S.C. 759, 761, and 887; 48 Stat. 1224-1236; 90 Stat. 2758; secs. 211 and 307(c) of Public Law 94-579)* 599,000

Trustee funds, Alaska townsites:

Amounts received from sale of Alaska town lots are available for expenses incident to the maintenance and sale of townsites *(31 U.S.C. 725s; Comp. Gen. Decision of Nov. 18, 1935)* 1,000

BUREAU OF RECLAMATION

Reclamation trust funds:

Funds advanced by State and local governments are used for investigations and construction requested by those governments and by foreign governments for technical services other than those services performed under auspices of Foreign Operations Administration *(43 U.S.C. 395, 396)* 27,675,000

U.S. FISH AND WILDLIFE SERVICE

Contributed funds:

For miscellaneous contributed funds, received by the Fish and Wildlife Service from States, local organizations, individuals, et cetera, deposited in the Treasury of the United States and made available for work under cooperative agreements *(5 U.S.C. 563, 564; 16 U.S.C. 661)* 3,572,000

NATIONAL PARK SERVICE

Donations:

Hereafter the Secretary of the Interior in the administration of the National Park Service is authorized in his discretion to accept patented lands, rights-of-way over patented lands or other lands, buildings, or other property within the various national parks and national monuments, and moneys which may be donated for the purpose of the National Park and Monument System *(16 U.S.C. 6)* 1,638,000

Preservation, birthplace of Abraham Lincoln:

Interest from an endowment fund, title to which was transferred to the United States by the Lincoln Farm Association on April 11, 1916, in connection with deed of gift conveying the homestead of Abraham Lincoln and the log cabin in which he was born. This fund has been converted into the city of Louisville, KY, bonds amounting to $44,000 and United States Treasury bonds amounting to $16,500, the income from which is available for expenses incident to the preservation of the birthplace of Lincoln *(16 U.S.C. 211-212)* 8,000

Jefferson National Expansion Memorial, contributions:

Pursuant to the act of May 17, 1954 (68 Stat. 98-100) as amended, the Secretary of the Interior was authorized to construct upon the National Expansion Memorial National Historic Site an appropriate national memorial 14,000

GEOLOGICAL SURVEY

Contributed funds:

Funds contributed by States, counties, municipalities, and private sources are used to provide basic scientific data and analyses concerning water, land, energy, and mineral resources $500,000

BUREAU OF MINES

Contributed funds:

Funds contributed by States, counties, municipalities and private sources are used to conduct research and investigations to promote (a) the conservation and development of mineral resources and (b) health and safety in the mineral industries 800,000

BUREAU OF INDIAN AFFAIRS

Indian tribal funds:

Funds held in trust for Indian tribes under the provisions of various acts are used for the expenses of tribal governments, administration of Indian tribal affairs, employment of tribal attorneys, establishment and operation of tribal enterprises, investments, and the welfare of Indians. The tribes are encouraged to develop plans for the beneficial use of their funds *(44 Stat. 560; 25 U.S.C., Sec. 155; 82 Stat. 171)* 421,215,000

Total, Department of the Interior *$456,022,000*

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

Gifts and bequests, National Commission for Employment Policy:

Miscellaneous funds from gifts and bequests are used to carry out the provisions of the National Commission for Employment Policy *(29 U.S.C. 954)* 100,000

Unemployment Trust Fund:

The financial transactions of the Federal-State and railroad unemployment insurance systems are made through the Unemployment Trust Fund. In the Federal-State system, benefit payments are made by each State, financed by State payroll taxes. These tax receipts are deposited in the Unemployment Trust Fund and invested in Government securities until needed for benefit payments. The expenses of State and Federal administration (including those of the Federal-State employment service), are paid from the fund out of revenue from the Federal unemployment tax, assessed on employers, of 0.5 percent of the first $4,200 of wages.

Both the benefit payments and administrative expenses of the separate Unemployment Insurance Program for railroad employees are paid from the Unemployment Trust Fund and receipts from the tax on wages of railroad employees are deposited in the fund to meet expenses *(42 U.S.C. 1104)* 31,800,000,000

EMPLOYMENT STANDARDS ADMINISTRATION

Special workmen's compensation expenses; Longshoremen's and Harbor Worker's Compensation Act:

Trust fund created by section 44 of the act of March 4, 1927 *(33 U.S.C. 944)*, from the amount received as compensation for death of an employee where no person is entitled to compensation for such death and from fines and penalties collected; to be used for the payment of additional compensation under the provisions of subdivisions (f) and (g) of section 8 of the act of March 4, 1927 *(33 U.S.C. 908; 31 U.S.C. 725; 33 U.S.C. 944)* 46,000,000

Total, Department of Labor *$31,846,100,000*

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

Foreign Service Retirement and Disability Fund:

This fund is used primarily for the payment of annuities to retired Foreign Service officers. It is also used for the refund of contributions made to certain officers who leave the Foreign Service before retirement. The fund is maintained through (1) contribution of 7 percent of the basic annual salaries of all Foreign Service officers; (2) interest on investments; and (3) appropriated funds *(22 U.S.C. 1062)* 567,295,000

Unconditional Gift Fund:

Unconditional gifts may be used to carry out the Department's functions *(22 U.S.C. 809)* 200,000

Conditional Gift Fund:

This fund consists of procurement of furnishing, paintings, and decorative objects for the Department's diplomatic reception rooms and funds donated by overseas commissary and mess services to assist such services at other posts *(22 U.S.C. 809)* $1,500,000

INTERNATIONAL ORGANIZATIONS AND CONFERENCES

Gifts and bequests, National Commission on Educational, Scientific, and Cultural Cooperation:

This trust fund receives gifts or bequests of money from private individuals and organizations to be used to carry out any of the authorized educational, scientific, or cultural purposes of the United States National Commission for UNESCO *(22 U.S.C. 287(g))* 50,000

Total, Department of State *$569,045,000*

DEPARTMENT OF TRANSPORTATION

FEDERAL HIGHWAY ADMINISTRATION

HIGHWAY TRUST FUND

The Highway Revenue Act of 1956, as amended, provides for the transfer from the general fund to the Highway Trust Fund of revenue from the gasoline tax and certain other taxes paid by highway users. The Secretary of the Treasury estimates the amounts to be so transferred. In turn, annual appropriations are authorized from this fund to meet expenditures for Federal-aid highways and other programs specified by law as follows:

Federal-aid highways:

Grants are made to States for construction and improvements of Federal-aid highways. Contract authorizations are provided in the Federal-Aid Highway Act of 1956 and subsequent highway legislation to cover 90 percent of the costs of completing the 42,500-mile national system of interstate and defense highways, and to provide Federal matching funds for the primary, secondary, and urban programs under the statutory formulas. The Federal share of project costs is increased in those States with large areas of public domain. Payments to the States for work done are made out of the Highway Trust Fund, into which are deposited certain percentages of tax receipts on motor fuel, tires and tubes, tread rubber, trucks, buses, trailers, truck use, truck parts and accessories, and on lubricating oil used in highway vehicles 13,801,330,000

Highway related safety grants:

The Highway Safety Act of 1970 authorized grants to States and communities for implementing and maintaining highway-related safety standards 9,804,000

OTHER FEDERAL HIGHWAY ADMINISTRATION TRUST FUNDS

Contributions for highway research programs:

In association with the General Services Administration and the Department of Defense, tests of highway equipment are conducted for the purpose of establishing performance standards upon which to base specifications for use by the Government in purchasing such equipment 11,000

Cooperative work, forest highways:

Contributions are received from States and counties in connection with cooperative engineering, survey, maintenance, and construction projects for forest highways *(23 U.S.C. 204)* 316,000

Technical assistance, U.S. dollars advanced from foreign governments:

Under the Foreign Economic Assistance Act and under agreement with the International Bank for Reconstruction and Development and the Export-Import Bank of Washington, the Federal Highway Administration renders technical assistance and acts as agent for the purchase of equipment and materials for carrying out highway programs in foreign countries. During the current year these services are being rendered to Costa Rica, the Dominican Republic, Ethiopia, Iran, Nicaragua, and the Philippines *(64 Stat. 204, 209)* 9,150,000

Advances from State cooperating agencies:

Funds are contributed by the State highway department or local subdivisions thereof for construction and/or maintenance of roads or bridges. The work is performed under the supervision of the Federal Highway Administration 264,000

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

Trust fund share of highway safety programs:

Funds are transferred to the operations and research and state and community highway safety appropriations *(90 Stat. 451, 452)* 148,100,000

URBAN MASS TRANSPORTATION ADMINISTRATION

Mass Transportation Capital Fund:

Provides for transfer, from the general fund to a new mass transit account in the highway trust fund, the equivalent of 1 cent per gallon of motor fuels taxes paid by highway users *(Public Law 97–424)* $1,250,000,000

FEDERAL AVIATION ADMINISTRATION

Grants-in-aid for airports:

Authorizes the Secretary of Transportation to incur obligations for airport planning, noise abatement planning and development grants through 1987 *(Public Law 97–248)* 993,500,000

COAST GUARD

Coast Guard General Gift Fund (trust account):

This trust fund, maintained from gifts and bequests, is used for purposes as specified by the donor in connection with the Coast Guard Training Program *(10 U.S.C. 2601)* 80,000

MARITIME ADMINISTRATION

Special studies, services, and projects:

The trust fund was established pursuant to 15 U.S.C. 1525–1526 joint projects with non-Federal sources on inland waterways communications systems, and the joint development of a bilateral cargo information system 385,000

Gifts and bequests:

The Secretary of Transportation is authorized to accept, hold, administer, and utilize gifts and bequests of property. Proceeds are used in accordance with the terms of the gift or bequest 15,000

Total, Department of Transportation *$16,212,955,000*

DEPARTMENT OF THE TREASURY

OFFICE OF THE SECRETARY

Pershing Hall Memorial Fund:

The Secretary of the Treasury may invest and reinvest the principal of the Pershing Hall Memorial Fund in interest-bearing United States bonds. Earnings are appropriated for payment to the national treasurer of the American Legion for use in the maintenance of Pershing Hall in Paris, France *(49 Stat. 426)* 7,000

OFFICE OF REVENUE SHARING

State and Local Government Fiscal Assistance Trust Fund:

This trust fund was established by the State and Local Fiscal Assistance Act of 1972 and renewed under Public Law 94–488, the State and Local Fiscal Assistance Amendments of 1976, to provide general revenue sharing payments to localities for defined high-priority expenditures and payments to the States to supplement their revenue sources. Payments to the States and localities are made at least quarterly. It is anticipated that the fourth quarter payment for each year will continue to be paid within the first 5 days of the succeeding year, as provided by law 4,566,700,000

BUREAU OF GOVERNMENT FINANCIAL OPERATIONS

Esther Cattell Schmitt Fund:

Public Law 87–467 *(76 Stat. 88)* authorized the acceptance of the gift made to the United States by the will of Esther Cattell Schmitt. The income received from the gift to the United States is paid by the Secretary of the Treasury to beneficiaries named in provisions of the will 18,000

U.S. CUSTOMS SERVICE

Refunds, transfers and expenses, unclaimed, abandoned, and seized goods:

All proceeds of the sale of abandoned and seized merchandise are deposited to this account. Expenses of sale are paid and net proceeds transferred to miscellaneous receipts *(19 U.S.C. 528, 1491, 1493, 1559, 1613, 1624)* 11,450,000

Total, Department of the Treasury *$4,578,175,000*

VETERANS' ADMINISTRATION

Post-Vietnam era veteran's education account:

This account is a depository for that portion of the contributory matching Educational Program which provides educational assistance payments to participants who entered the service after January 1, 1977, and are pursuing training under chapter 32 *(38 U.S.C.)* $203,400,000

General Post Fund, national homes:

This fund consists of gifts, and bequests and proceeds of property left in the care of the homes by former members; unpaid pension money standing to the credit of members of the homes who die without pensionable heirs, and proceeds from effects of members of the homes who die leaving no heirs or next of kin and without having disposed of their estate by will. Such funds are available upon authorization of the Administrator of Veterans' Affairs for the construction of chapels, amusement halls, and for other objects to promote the comfort and welfare of the veterans at the various hospitals and homes in cases where no general appropriation is available *(38 U.S.C. Chs. 83 and 85)* 8,700,000

National Service Life Insurance Trust Fund:

This fund was established in 1940 as the financing mechanism for World War II Servicemen's and Veterans' Insurance Program authorized by the National Service Life Insurance Act of 1940. Over 22 million policies have been issued under this program. Because issuance of new policies ended in 1951 the insurance in force will continue to decline.

This fund is operated on a commerical basis to the greatest possible extent consistent with law. Administrative expenses are charged to the appropriation general operating expenses.

The income of the fund is derived from premium receipts, interest on investments, and payments which are made to the fund from the veterans insurance and indemnities appropriation for claims (1) resulting from extra hazards of the veterans' service, and (2) arising on certain policies held by personnel on active duty *(72 Stat. 1154)* 1,209,400,000

U.S. Government Life Insurance Fund:

This fund was established in 1919 to receive premiums and pay claims on insurance issued under the provisions of the War Risk Insurance Act.

The fund is operated on a commercial basis to the greatest possible extent consistent with law. Administrative expenses are charged to the appropriation general operating expenses.

The income of the fund is derived from premium receipts, interest on investments, and payments which are made to the fund from the appropriation veterans insurance and indemnities for claims (a) resulting from the extra hazards of the veterans' service, and (b) arising on certain policies held by personnel on active military duty *(72 Stat. 1161)* 22,600,000

Total, Veterans' Administration *$1,444,100,000*

INDEPENDENT AGENCIES

ACTION

Donations and contributions, domestic programs:

Miscellaneous contributed funds received by gift, devise, bequest, or from foreign governments are used in furtherance of the program *(87 Stat. 394; 42 U.S.C. 5042(5))* 2,000

ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

Contributions:

State and local governments and nonprofit organizations contribute funds to strengthen the Commission's clearinghouse and information services to State and local governments, for special studies, and to encourage widespread consideration of the Commission's recommendations for improving intergovernmental relations 120,000

ADVISORY COUNCIL ON HISTORIC PRESERVATION

Donations:

The chairman of the Advisory Council on Historic Preservation accepts and uses donated moneys for purposes of the Council *(16 U.S.C. 470)* 5,000

AMERICAN BATTLE MONUMENTS COMMISSION

Contributed Flower Fund:

This fund consists of moneys deposited by citizens for floral decorations for graves in military cemeteries in foreign countries. The donor is advised when flowers have been placed *(36 U.S.C. 128)* 24,000

Repair of non-Federal war memorials:

When requested to do so and upon receipt of the necessary funds, the Commission will arrange for and oversee the repair of war memorials to U.S. Forces erected in foreign countries by American citizens, States, municipalities, or associations. Such moneys are accounted for through this fund *(36 U.S.C. 128)*... $12,000

Harry S. Truman Scholarship Foundation

Harry S. Truman Memorial Scholarship Trust Fund:

The Foundation is authorized to award college scholarships of up to $5,000 annually for 4 years to qualified persons who demonstrate outstanding potential and who are preparing to pursue careers in public service at the local, State, or Federal levels 4,172,000

National Foundation on the Arts and the Humanities

Gifts and donations:

The National Foundation on the Arts and the Humanities Act of 1965 authorizes the Government to receive money and other donated property. Such gifts may be used, sold, or otherwise disposed of in support of the purposes of the Foundation. Total gifts are matched by a general fund appropriations *(79 Stat. 845)*... 415,000

National Science Foundation

Donations:

Donations are used in furtherance of general purposes of the Foundation 5,000,000

Office of Personnel Management

Civil Service Retirement and Disability Fund:

The act of May 22, 1920 *(41 Stat. 614)* as amended, authorized the establishment of the Civil Service Retirement and Disability Fund and the deposit therein of deductions from the salaries of, and deposits for additional annuity by, employees and other members of the Civil Service Retirement and Disability Fund and appropriated said fund for the payment of annuities, refunds, and allowances to such members. Said fund is supplemented by contributions from the various Government agencies as required by the act of July 31, 1956 *(5 U.S.C., ch. 14, Stat. 622, act of July 31, 1956)* 35,749,326,000

Railroad Retirement Board

Railroad retirement account:

By authority of act of June 24, 1937, and public resolution of July 1, 1937, there was established a "Railroad retirement" account into which all funds appropriated for annuity and pension payments together with interest from investment would be credited and available until expended and the provision made that such amounts not necessary for immediate expenditure would be invested by the Secretary of the Treasury in accordance with the provision of the Railroad Retirement Act of June 24, 1937 *(45 U.S.C. 228a–228r)* 7,731,907,000

Smithsonian Institution

Canal Zone Biological Area funds:

The act of July 1, 1940, section 6, provides that all moneys received by donation, subscription, fees, or otherwise, except the moneys appropriated pursuant to section 7 of said act, shall be deposited into the Treasury as a trust fund to be appropriated and used to defray part of the expenses of maintaining and operating the Canal Zone Biological Area *(60 Stat. 1101; 20 U.S.C. 79, 79a)* 105,000

U.S. Holocaust Memorial Council

Gifts and donations:

The United States Holocaust Memorial Council may solicit and accept donations to aid or facilitate the construction, maintenance, and operation of the the memorial, as per section 7 of Public Law 96–388 100,000

U.S. Information Agency

U.S. dollars advanced from foreign governments:

Funds advanced by other governments and private organizations are used to send experts abroad to perform requested services; to give foreign nationals scientific, technical, or other training; to purchase films and other products owned or controlled by the International Communication Agency; and to replace damaged or destroyed Inernational Communication Agency property *(22 U.S.C. 1431–1479)*.... 627,000

Contributions, educational, and cultural exchange:

Funds contributed by private individuals and concerns, foreign governments, and international organizations are used for the purposes of the Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2455) and for carrying out other functions of the Agency *(22 U.S.C. 809a and 22 U.S.C. 2697)*		$3,587,000

U.S. TAX COURT

Tax Court Judges Survivors Annuity Fund:

This fund, established under 26 U.S.C. 7448, effective October 4, 1961, is used to pay annuities to eligible widows and dependent children of deceased judges of the Tax Court of the United States. Participating judges pay into the fund 3 percent of their salaries or retired pay to cover creditable service for which payment is required and additional funds needed are transferred to the fund by the Tax Court from appropriations		225,000
Total, Independent agencies	*$43,495,627,000*	
Grand total, trust funds	*346,149,478,000*	

III. RECAPITULATION OF PERMANENT APPROPRIATIONS—TRUST FUNDS

[Note.—Basically, the amounts shown are taken from the fiscal year 1984 budget and are subject to revision as better data become available.]

Department or establishment	Amounts—fiscal years	
	1983	1984
Legislative:		
Library of Congress	$7,606,000	$7,452,000
Office of Technology Assessment	2,000	3,000
Total	7,608,000	7,455,000
The Judiciary	11,466,000	12,317,000
Executive:		
Funds appropriated to the President	15,015,303,000	15,515,301,000
Department of Agriculture:		
Agricultural Research Service	2,000,000	2,000,000
Statistical Reporting Service	145,000	145,000
Economic Research Service	64,000	64,000
Office of International Cooperation and Development	8,826,000	10,095,000
Soil Conservation Service	700,000	560,000
Animal and Plant Health Inspection Service	2,878,000	2,878,000
Agricultural Marketing Service	71,676,000	78,509,000
Food Safety and Inspection Service	719,000	719,000
Forest Service	287,039,000	181,400,000
Total	374,047,000	276,370,000
Department of Commerce:		
General Administration	200,000	300,000
Bureau of the Census	10,750,000	10,800,000
Economic and Statistical Analysis	27,250,000	29,338,000
International Trade Administration	9,723,000	9,028,000
U.S. Travel and Tourism Administration	375,000	375,000
National Oceanic and Atmospheric Administration	20,360,000	3,764,000
Total	68,658,000	53,605,000
Department of Defense—Military	18,500,000	19,500,000
Department of Defense—Civil:		
Corps of Engineers—Civil	70,000,000	71,000,000
Soldiers' and Airmen's Home	5,000	5,000
Total	70,005,000	71,005,000
Department of Education	53,000	
Department of Energy		24,000,000
General Services Administration	184,000	184,000
Department of Health and Human Services:		
Office of the Assistant Secretary for Health	8,124,000	8,124,000
Health Care Financing Administration	47,224,700,000	66,000,000,000
Social Security Administration	164,170,513,000	165,559,583,000
Total	211,403,337,000	231,567,707,000
Department of Housing and Urban Development:		
Management and administration	10,000	10,000
Department of the Interior:		
Bureau of Land Management	600,000	600,000
Bureau of Reclamation	13,800,000	27,675,000

III. RECAPITULATION OF PERMANENT APPROPRIATIONS—TRUST FUNDS—Continued

[Note.—Basically, the amounts shown are taken from the fiscal year 1984 budget and are subject to revision as better data become available.]

Department or establishment	Amounts—fiscal years	
	1983	1984
Executive—Continued		
Department of the Interior—Continued		
U.S. Fish and Wildlife Service	$3,750,000	$3,572,000
National Park Service	1,700,000	1,660,000
Geological Survey	500,000	500,000
Bureau of Mines	800,000	800,000
Bureau of Indian Affairs	429,015,000	421,215,000
Total	450,165,000	456,022,000
Department of Labor:		
Employment and Training Administration	32,000,100,000	31,800,100,000
Employment Standards Administration	39,000,000	46,000,000
Total	32,039,100,000	31,846,100,000
Department of State:		
Administration of Foreign Affairs	543,758,000	568,995,000
International Organizations and Conferences	50,000	50,000
Total	543,808,000	569,045,000
Department of Transportation:		
Federal Highway Administration	993,779,000	13,820,875,000
National Highway Traffic Safety Administration	141,233,000	148,100,000
Urban Mass Transportation Administration	779,000,000	1,250,000,000
Federal Aviation Administration	600,000,000	993,500,000
Coast Guard	80,000	80,000
Maritime Administration	400,000	400,000
Total	2,514,492,000	16,212,955,000
Department of the Treasury:		
Office of the Secretary	7,000	7,000
Office of Revenue Sharing	4,566,700,000	4,566,700,000
Bureau of Government Financial Operations	18,000	18,000
U.S. Customs Service	9,950,000	11,450,000
Total	4,576,675,000	4,578,175,000
Veterans' Administration	1,413,359,000	1,444,100,000
Independent agencies:		
ACTION	2,000	2,000
Advisory Commission on Intergovernmental Relations	120,000	120,000
Advisory Council on Historic Preservation	5,000	5,000
American Battle Monuments Commission	36,000	36,000
Appalachian Regional Commission	4,900,000	
Harry S. Truman Scholarship Foundation	4,004,000	4,172,000
National Foundation on the Arts and the Humanities	415,000	415,000
National Science Foundation	5,200,000	5,000,000
Office of Personnel Management	34,278,380,000	35,749,326,000
Railroad Retirement Board	6,385,000,000	7,731,907,000
Smithsonian Institution	98,000	105,000
U.S. Holocaust Memorial Council	100,000	100,000
U.S. Information Agency	5,214,000	4,214,000
U.S. Tax Court	205,000	225,000
Total, Independent Agencies	40,683,679,000	43,495,627,000
Grand total	309,190,449,000	346,149,478,000

IV. RECAPITULATION OF APPROPRIATIONS BY ACTS, IRRESPECTIVE OF FISCAL YEARS, 98th CONG., 1ST SESS.

[NOTE.—Concept of "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes," p. II)]

Title of appropriation act		Amount
REGULAR ANNUAL APPROPRIATION ACTS		
Agriculture, rural development, and related agencies (pp. 89-115):[1]		
Agricultural programs	$12,031,205,000	
Rural development programs	4,220,741,000	
Domestic food programs	13,864,546,000	
International programs	1,140,733,000	
Related agencies	413,849,000	
Total		[1] $31,671,074,000
Departments of Commerce, Justice, and State, the Judiciary, and related agencies (pp. 117-148):		
Department of Commerce and related agencies	2,937,055,000	
Department of Justice and related agencies	3,811,087,000	
Department of State and related agencies *($1,683,000 current trust funds)*	2,868,483,000	
The Judiciary	883,040,000	
Total		10,499,665,000
Department of Defense (pp. 149-183):		
Military personnel	47,360,103,000	
Retired military personnel	16,592,600,000	
Operation and maintenance	72,539,625,000	
Procurement	85,617,505,000	
Research, development, test, and evaluation	26,739,269,000	
Special foreign currency program	3,050,000	
Related agencies	103,623,000	
Total		248,955,775,000
District of Columbia (pp. 185-194):		
Federal funds to the District of Columbia	600,811,600	
(Out of District revenues)	*(2,178,086,600)*	
Total		600,811,600
Energy and water development (pp. 195-209):		
Department of Defense—Civil	2,641,386,000	
Department of the Interior	961,690,000	
Department of Energy	10,011,291,000	
Independent agencies:		
Appalachian Regional Commission	2,700,000	
Appalachian regional development programs	145,000,000	
Delaware River Basin Commission	460,000	
Interstate Commission on the Potomac River Basin	68,000	
Nuclear Regulatory Commission	465,800,000	
Susquehanna River Basin Commission	421,000	
Tennessee Valley Authority	78,229,000	
Total		14,307,045,000
Foreign assistance and related programs (p. 211):[2]		
Multilateral Economic Assistance:		
International Bank for Reconstruction and Development	79,720,549	
International Development Association	945,000,000	
Inter-American Development Bank	118,423,983	
Asian Development Bank	113,232,676	
African Development Fund	50,000,000	
African Development Bank	17,986,678	
International organizations and programs	314,164,000	

See footnotes at end of table, p. 1028.

IV. RECAPITULATION OF APPROPRIATIONS BY ACTS, IRRESPECTIVE OF FISCAL YEARS, 98th CONG., 1ST SESS.—Continued

[NOTE.—Concept of "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes," p. II)]

Title of appropriation act		Amount
REGULAR ANNUAL APPROPRIATION ACTS—Continued		
Foreign assistance and related programs (p. 211)—Continued:[2]		
Bilateral Economic Assistance:		
Agency for International Development	$4,911,641,750	
International narcotics control	41,200,000	
Inter-American Foundation	13,000,000	
Peace Corps	115,000,000	
Migration and refugee assistance	323,000,000	
Anti-terrorism assistance	2,500,000	
Military Assistance	1,876,532,000	
Export-Import Bank	2,587,000,000	
Total		[2] $11,508,401,636
Department of Housing and Urban Development—Independent agencies (pp. 213-234):		
Department of Housing and Urban Development	16,256,417,000	
Rescission of contract authority *(indefinite)*	−2,857,897,000	
Independent agencies:		
American Battle Monuments Commission	10,462,000	
Consumer Product Safety Commission	35,000,000	
Cemeterial expenses, Army	8,203,000	
Environmental Protection Agency *($410,000,000 current trust funds)*	3,998,100,000	
Council on Environmental Quality and Office of Environmental Quality	700,000	
Office of Science and Technology Policy	1,950,000	
Federal Emergency Management Agency	436,594,000	
Consumer Information Center	1,349,000	
Office of Consumer Affairs	2,011,000	
National Aeronautics and Space Administration	7,177,500,000	
National Science Foundation	1,320,300,000	
Neighborhood Reinvestment Corporation	15,512,000	
Selective Service System	24,500,000	
Payments to State and local government fiscal assistance trust fund	4,566,700,000	
Office of Revenue Sharing	7,278,000	
Veterans Administration	24,784,661,000	
Total *(net)*		55,789,340,000
Department of the Interior and related agencies (pp. 235-269):		
Department of the Interior *($63,100,000 current trust funds)*	3,949,342,000	
Related agencies:		
Forest Service	1,354,006,000	
Department of Energy	1,191,915,000	
Department of Health and Human Services	824,003,000	
Department of Education	68,780,000	
Other related agencies	573,737,000	
Rescission	−8,000,000	
Total *(net)*		7,953,783,000
Departments of Labor, Health and Human Services, and Education and related agencies (pp. 271-300):		
Department of Labor *($854,750,000 current trust funds)*	15,968,987,000	
Department of Health and Human Services	[3] 72,517,050,000	
Department of Education and Special Institutions	15,224,339,000	
Related agencies	723,507,000	
Total		104,433,883,000
Legislative branch (pp. 301-317):		
Congressional Operations	981,876,000	
Other Agencies	491,483,000	
Total		1,473,359,000

See footnotes at end of table, p. 1028.

IV. RECAPITULATION OF APPROPRIATIONS BY ACTS, IRRESPECTIVE OF FISCAL YEARS, 98th CONG., 1ST SESS.—Continued

[NOTE.—Concept of "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes," p. II)]

Title of appropriation act		Amount
REGULAR ANNUAL APPROPRIATION ACTS—Continued		
Military construction (pp. 319-324)	$7,195,237,000	
Rescission	−91,000,000	
Total *(net)*		$7,104,237,000
Department of Transportation and related agencies (pp. 325-346):		
Department of Transportation *($1,051,836,000 current trust funds)*	10,287,385,656	
Related agencies	644,821,569	
Total		10,932,207,225
Treasury, Postal Service, and general government (pp. 347-374):[4]		
Department of the Treasury	4,901,474,000	
United States Postal Service	879,000,000	
Executive Office of the President	94,573,000	
Independent agencies:		
Administrative Conference of the United States	1,100,000	
Advisory Commission on Intergovernmental Relations	2,000,000	
Advisory Committee on Federal Pay	215,000	
Committee for Purchase from the Blind and Other Severely Handicapped	687,000	
Federal Election Commission	10,649,000	
General Services Administration	476,486,000	
Office of Personnel Management	5,521,875,000	
Merit Systems Protection Board	23,981,000	
Federal Labor Relations Authority	16,695,000	
United States Tax Court	15,165,000	
Total		[4] 11,943,900,000
Total, regular annual appropriation acts *(net)*		[5] 517,173,481,461
SUPPLEMENTAL APPROPRIATION ACTS		
Emergency Jobs Appropriations Act, 1983 (P.L. 98-8) (pp. 1-25)	15,589,034,000	
Supplemental Appropriations Act, 1983 (P.L. 98-63) (pp. 27-88)	8,674,696,267	
Rescissions	−1,609,231,000	
Supplemental Appropriations Act, 1984 (P.L. 98-181) (pp. 375-502)	8,816,222,376	
Rescissions	−50,000,000	
Total, supplemental appropriation acts *(net)*		31,420,721,643
CONTINUING APPROPRIATIONS		
Continuing Appropriations, 1984 (P.L. 98-107) (pp. 503-512)	5,000,000	
Further Continuing Appropriations, 1984 (P.L. 98-151) (pp. 513-530):		
Foreign assistance and related programs, 1984 (pp. 513-517)	[6] *(11,508,401,636)*	
Agriculture, Rural Development and Related Agencies, 1984 (p. 521)	[6] *(31,671,074,000)*	
Department of Health and Human Services (pp. 520-521)	807,020,000	
ACTION (domestic programs) (p. 521)	129,321,000	
Treasury, Postal Service and General Government, 1984 (pp. 521-522)	[6] *(11,943,900,000)*	
Department of Education (p. 522)	75,000,000	
Department of Health and Human Services (p. 522)	10,000,000	
Department of Education (p. 522)	3,700,000	
Federal Emergency Management Agency (pp. 522-523)	10,000,000	
Tennessee Valley Authority (p. 524)	7,400,000	
Department of Justice (p. 525)	100,000	
Congressional Operations (p. 527)	165,000	
Veterans Administration (pp. 527-528)	75,000,000	
Department of Health and Human Services (pp. 528-529)	1,000,000	
General Services Administration (p. 529)	*(12,200,000)*	
Total	1,118,706,000	
Total, continuing appropriations		1,123,706,000

See footnotes at end of table, p. 1028.

IV. RECAPITULATION OF APPROPRIATIONS BY ACTS, IRRESPECTIVE OF FISCAL YEARS, 98th CONG., 1ST SESS.—Continued

[NOTE.—Concept of "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes," p. II)]

Title of appropriation act		Amount
MISCELLANEOUS LAWS CARRYING APPROPRIATIONS		
Legislative acts (pp. 1152-1153)[7]	[7] $25,342,000,000	
Federal funds	(23,000,000)	
Trust funds	(25,319,000,000)	
Private appropriation acts (p. 997)	31,618	
Total appropriations in miscellaneous laws		$25,342,031,618
Grand total, regular annual, supplemental, continuing and other acts *(net)*		575,059,940,722
Consisting of—		
New budget *(obligational)* authority	*(579,676,068,722)*	
Rescissions of unobligated balances	*(−4,616,128,000)*	
PERMANENT FEDERAL FUNDS AND TRUST FUNDS		
Federal funds:		
Interest on public debt (p. 1008)	144,500,000,000	
Other (pp. 999-1010)	28,540,153,000	
Total, Federal funds	173,040,153,000	
Trust funds:		
Social Security Administration (pp. 1015-1016)	165,559,583,000	
Other (pp. 1011-1024)	180,589,895,000	
Total, Trust funds	346,149,478,000	
Total, permanent Federal funds and Trust funds		519,189,631,000
Grand total, all funds *(net)*		1,094,249,571,722
Fiscal year 1983 *(net)*	22,654,499,267	
Fiscal year 1984 *(net)*	1,063,693,072,455	
Fiscal year 1985	7,772,000,000	
Fiscal year 1986	130,000,000	
RECAPITULATION AND RECONCILIATION		
Federal funds		720,399,724,722
Trust funds		[8] 373,849,847,000
Adjustment for interfund and intragovernmental transactions (see par. 2, "Compilers' Notes", p. IV)		−147,621,985,000
Net total new budget *(obligational)* authority for session		946,627,586,722

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[1] Funding for programs and activities normally included in this bill is provided under Sec. 101(d) of Public Law 98-151, Further Continuing Appropriations, 1984 (see p. 521, this volume).

[2] Funding for programs and activities normally included in this bill is provided under Sec. 101(b)(1) of Public Law 98-151, Further Continuing Appropriations, 1984 (see pp. 513-517, this volume).

[3] Excludes $323,000,000 appropriated in fiscal year 1984 to liquidate "indefinite" budget authority provided in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on p. 1129, this volume, for accounts involved).

[4] Funding for programs and activities normally included in this bill is provided under Sec. 101(f) of Public Law 98-151, Further Continuing Appropriations, 1984 (see pp. 521-522, this volume).

[5] Includes amounts provided through further continuing appropriations for programs and activities normally funded in three regular annual appropriations bills. These bills are: (1) the Agriculture, Rural Development and Related Agencies Appropriation Act, 1984, H.R. 3223 ($31,671,074,000); (2) the Foreign Assistance and Related Programs Appropriation Bill, 1984, S. 1892 ($11,508,401,636); and (3) the Treasury, Postal Service, and General Government Appropriations Act, 1984, H.R. 4139 (*$11,943,900,000*).

[6] For informational purposes only. Amount included in total for "regular annual appropriation acts (net)" earlier in table.

[7] Section 401 of the Congressional Budget and Impoundment Control Act of 1974 (Public Law 93-344) requires that all borrowing and contracting authority (so called "backdoor authority") enacted after March 3, 1975 be subject to subsequent appropriation action with certain exceptions which are listed under Sec. 401(d) of the Act (see p. 1956 in the 1974-1975 volume for text of Sec. 401(d)). This amount represents budget authority which falls within those exceptions.

[8] Consists of $2,381,369,000 in "current" trust funds; $25,319,000,000 in trust funds from Legislative Acts; and $346,149,478,000 in "permanent" trust funds.

IVa. COMPARISON OF APPROPRIATIONS BY DEPARTMENTS AND ESTABLISHMENTS, FISCAL YEARS 1983 AND 1984

[NOTE.—Concept of "appropriations" as used in this tabulation beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II)]

Agency and item	Fiscal year 1983—97th Cong., 2d sess. 98th Cong., 1st sess.	Fiscal year 1984—98th Cong., 1st sess.	Increase (+) or decrease (−) 1984, compared with 1983
Department of Agriculture:			
Regular annual and supplemental acts:			
Agricultural programs	$18,821,906,000	$12,031,205,000	−$6,790,701,000
Rural development programs	3,727,543,000	4,233,741,000	+506,198,000
Domestic food programs	15,320,792,000	13,864,546,000	−1,456,246,000
International programs	1,106,682,000	1,140,733,000	+34,051,000
Forest Service	1,648,617,000	1,354,006,000	−294,611,000
Total, regular annual and supplemental acts	40,625,540,000	32,624,231,000	−8,001,309,000
Permanent appropriations:			
Federal funds	3,390,437,000	6,793,402,000	+3,402,965,000
(Authority to borrow)	*(356,763,000)*	*(3,556,849,000)*	*(+3,200,086,000)*
Trust funds	374,047,000	276,370,000	−97,677,000
Total, Department of Agriculture	44,390,024,000	39,694,003,000	−4,696,021,000
Department of Commerce:			
Regular annual and supplemental acts	1,953,351,000	1,969,226,000	+15,875,000
Permanent appropriations:			
Federal funds	30,623,000	31,500,000	+877,000
Trust funds	68,658,000	53,605,000	−15,053,000
Total, Department of Commerce	2,052,632,000	2,054,331,000	+1,699,000
Department of Defense—Civil:			
Regular annual and supplemental acts	3,445,526,000	2,649,589,000	−795,937,000
Permanent appropriations:			
Federal funds	8,914,000	9,270,000	+356,000
Trust funds	70,005,000	71,005,000	+1,000,000
Total, Department of Defense—Civil	3,524,445,000	2,729,864,000	−794,581,000
Department of Defense—Military:			
Regular annual, supplemental and continuing acts:			
Army	57,498,554,000	61,673,115,000	+4,174,561,000
Navy	82,055,035,000	80,902,455,000	−1,152,580,000
Air Force	74,118,202,000	85,406,225,000	+11,288,023,000
Rescission of unobligated balances		−91,000,000	−91,000,000
Department of Defense	25,903,066,000	28,070,594,000	+2,167,528,000
Other	−386,000,000		+386,000,000
Total, regular annual, supplemental and continuing acts *(net)*	239,188,857,000	255,961,389,000	+16,772,532,000
Permanent appropriations:			
Federal funds	800,000	600,000	−200,000
(Authority to borrow)	*(800,000)*	*(600,000)*	*(−200,000)*
Trust funds	18,500,000	19,500,000	+1,000,000
Total, Department of Defense—Military *(net)*	239,208,157,000	255,981,489,000	+16,773,332,000
District of Columbia—Federal funds:			
Regular annual and supplemental acts	573,012,600	600,811,600	+27,799,000
Rescission	−48,832,500		+48,832,500
Total, regular annual and supplemental acts *(net)*	524,180,100	600,811,600	+76,631,500

IVa. COMPARISON OF APPROPRIATIONS BY DEPARTMENTS AND ESTABLISHMENTS, FISCAL YEARS 1983 AND 1984—Continued

[NOTE.—Concept of "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II)]

Agency and item	Fiscal year 1983—97th Cong., 2d sess 98th Cong., 1st sess	Fiscal year 1984—98th Cong., 1st sess	Increase (+) or decrease (−) 1984, compared with 1983
District of Columbia—Federal funds—Continued:			
Permanent appropriations:			
Federal funds	$150,000,000		−$150,000,000
Total, District of Columbia—Federal funds *(net)*	674,180,100	$600,811,600	−73,368,500
District of Columbia—Payable from District revenue:			
(Regular annual and supplemental acts)	*(2,013,969,100)*	*(2,178,086,600)*	*(+164,117,500)*
Rescissions	*(−37,150,400)*		*(+37,150,400)*
Total, District of Columbia—Payable from District revenues *(net)*	*(1,976,818,700)*	*(2,178,086,600)*	*(+201,267,900)*
Department of Education:			
Regular annual, supplemental and continuing acts	15,391,916,000	15,372,319,000	−19,597,000
Permanent appropriations:			
Federal funds	10,135,000	7,161,000	−2,974,000
Trust funds	53,000		−53,000
Total, Department of Education	15,402,104,000	15,379,480,000	−22,624,000
Department of Energy:			
Regular annual and supplemental acts	10,671,005,000	11,281,206,000	+610,201,000
Rescission		−50,000,000	−50,000,000
Total, regular annual and supplemental acts *(net)*	10,671,005,000	11,231,206,000	+560,201,000
Permanent appropriations:			
Federal funds	206,044,000	325,070,000	+119,026,000
(Authority to borrow)	*(205,500,000)*	*(324,500,000)*	*(+119,000,000)*
Trust funds		24,000,000	+24,000,000
Total, Department of Energy	10,877,049,000	11,580,276,000	+703,227,000
Environmental Protection Agency:			
Regular annual and supplemental acts	3,728,688,200	3,998,100,000	+269,411,800
Foreign Assistance:			
Regular annual and supplemental acts	11,577,176,565	19,605,710,412	+8,028,533,847
Permanent appropriations:			
Trust funds	15,015,303,000	15,515,301,000	+499,998,000
(Contract authority)	*(15,000,000,000)*	*(15,500,000,000)*	*(+500,000,000)*
Total, Foreign Assistance	26,592,479,565	35,121,011,412	+8,528,531,847
General Government:			
Regular annual, supplemental and continuing acts	12,814,364,204	12,473,221,569	−341,142,635
Rescission		−8,000,000	−8,000,000
Total, regular annual, supplemental and continuing acts *(net)*	12,814,364,204	12,465,221,569	−349,142,635
Appropriated during 96th Cong., 2nd. sess. for fiscal year 1983	[1] *(172,000,000)*		*(−172,000,000)*
Appropriated during 97th Cong., 1st. sess. for fiscal year 1983 *(rescission)*	−35,000,000		+35,000,000
Appropriated during 97th Cong., 1st. sess. for fiscal year 1984		[1] *(105,600,000)*	*(+105,600,000)*
Appropriated during 97th Cong., 2nd. sess. for fiscal year 1984		[1] *(24,400,000)*	*(+24,400,000)*
Legislative acts: Trust funds [2]		[2] 3,450,000,000	+3,450,000,000
Permanent appropriations:			
Federal funds	12,862,131,000	13,003,336,000	+141,205,000
(Authority to borrow)	*(1,086,397,000)*	*(896,319,000)*	*(−190,078,000)*
Trust funds	40,683,679,000	43,495,627,000	+2,811,948,000
Total, General Government *(net)*	66,325,174,204	72,414,184,569	+6,089,010,365

See footnotes at end of table, p. 1033.

IVa. COMPARISON OF APPROPRIATIONS BY DEPARTMENTS AND ESTABLISHMENTS, FISCAL YEARS 1983 AND 1984—Continued

[NOTE.—Concept of "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II)]

Agency and item	Fiscal year 1983—97th Cong., 2d sess. 98th Cong., 1st sess.	Fiscal year 1984—98th Cong., 1st sess.	Increase (+) or decrease (−) 1984, compared with 1983
General Services Administration:			
Regular annual and supplemental acts	$567,488,000	$477,835,000	−$89,653,000
Permanent appropriations:			
Federal funds	25,000,000	47,000,000	+22,000,000
Trust funds	184,000	184,000	
Total, General Services Administration	592,672,000	525,019,000	−67,653,000
Department of Health and Human Services:			
Regular annual, supplemental and continuing acts:			
Food and Drug Administration	351,719,000	387,449,000	+35,730,000
Health Resources and Services Administration	2,288,417,000	2,235,368,000	−53,049,000
Center for Disease Control	352,076,000	374,504,000	+22,428,000
National Institutes of Health	4,046,469,000	4,477,067,000	+430,598,000
Alcohol, Drug Abuse and Mental Health Administration	885,849,000	913,950,000	+28,101,000
Assistant Secretary for Health	179,330,000	187,349,000	+8,019,000
Health Care Financing Administration	30,057,819,000	33,340,308,000	+3,282,489,000
Social Security Administration	20,647,244,000	18,803,123,000	−1,844,121,000
Human Development Services Administration	5,678,943,000	5,781,333,000	+102,390,000
Departmental Management	265,238,000	276,082,000	+10,844,000
Total, regular annual, supplemental and continuing acts	[3] 64,753,104,000	[4] 66,776,533,000	+2,023,429,000
Appropriated during 97th Cong., 1st. sess. for fiscal year 1983	1,787,341,000		−1,787,341,000
Appropriated during 97th Cong., 2nd. sess. for fiscal year 1984		6,951,600,000	+6,951,600,000
Legislative acts: Trust funds [2]		[2] 13,480,000,000	+13,480,000,000
Permanent appropriations:			
Federal funds	450,000	450,000	
Trust funds	211,403,337,000	231,567,707,000	+20,164,370,000
Total, Department of Health and Human Services	277,944,232,000	318,776,290,000	+40,832,058,000
Department of Housing and Urban Development:			
Regular annual and supplemental acts	17,449,757,689	16,256,417,000	−1,193,340,689
Rescissions	−4,409,591,000	−2,857,897,000	+1,551,694,000
Total, regular annual and supplemental acts *(net)*	13,040,166,689	13,398,520,000	+358,353,311
Permanent appropriations:			
Federal funds	211,449,000	76,720,000	−134,729,000
(Contract authority)	*(101,941,000)*	*(23,800,000)*	*(−78,141,000)*
(Authority to borrow)	*(104,196,000)*	*(46,940,000)*	*(−57,256,000)*
Trust funds	10,000	10,000	
Total, Department of Housing and Urban Development *(net)*	13,251,625,689	13,475,250,000	+223,624,311
Department of the Interior:			
Regular annual and supplemental acts:			
Bureau of Reclamation	916,322,000	963,190,000	+46,868,000
Land and Water Resources	512,463,000	538,828,000	+26,365,000
Fish and Wildlife and Parks	1,436,513,000	1,226,362,000	−210,151,000
Rescission	−30,000,000		+30,000,000
Energy and Minerals	995,309,000	1,003,744,000	+8,435,000
Indian Affairs	1,202,902,000	970,722,000	−232,180,000
Territorial Affairs	181,829,000	191,371,000	+9,542,000
Secretarial Offices	99,052,000	87,915,000	−11,137,000
Total, regular annual and supplemental acts *(net)*	5,314,390,000	4,982,132,000	−332,258,000

See footnotes at end of table, p. 1033.

IVa. COMPARISON OF APPROPRIATIONS BY DEPARTMENTS AND ESTABLISHMENTS, FISCAL YEARS 1983 AND 1984—Continued

[NOTE.—Concept of "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II)]

Agency and item	Fiscal year 1983—97th Cong., 2d sess. 98th Cong., 1st sess.	Fiscal year 1984—98th Cong., 1st sess.	Increase (+) or decrease (−) 1984, compared with 1983
Department of the Interior—Continued:			
Legislative acts: Federal funds [2]		[2] $14,000,000	+$14,000,000
Permanent appropriations:			
Federal funds	$899,064,000	1,365,961,000	+466,897,000
(Contract authority)	*(30,000,000)*		*(−30,000,000)*
Trust funds	450,165,000	456,022,000	+5,857,000
Total, Department of the Interior *(net)*	6,663,619,000	6,818,115,000	+154,496,000
The Judiciary:			
Regular annual and supplemental acts	810,719,000	883,040,000	+72,321,000
Permanent appropriations:			
Trust funds	11,466,000	12,317,000	+851,000
Total, The Judiciary	822,185,000	895,357,000	+73,172,000
Department of Justice:			
Regular annual, supplemental and continuing acts	3,036,046,000	3,372,901,000	+336,855,000
Department of Labor:			
Regular annual and supplemental acts	17,773,697,000	15,968,987,000	−1,804,710,000
Legislative acts: Trust funds [2]		[2] 3,822,000,000	+3,822,000,000
Permanent appropriations:			
Trust funds	32,039,100,000	31,846,100,000	−193,000,000
Total, Department of Labor *(net)*	49,812,797,000	51,637,087,000	+1,824,290,000
Legislative Branch:			
Regular annual, supplemental and continuing acts	1,467,538,263	1,473,913,600	+6,375,337
Permanent appropriations:			
Federal funds	79,330,000	82,157,000	+2,827,000
Trust funds	7,608,000	7,455,000	−153,000
Total, Legislative Branch	1,554,476,263	1,563,525,600	+9,049,337
National Aeronautics and Space Administration:			
Regular annual and supplemental acts	6,837,700,000	7,197,500,000	+359,800,000
Postal Service:			
Regular annual and supplemental acts	789,000,000	879,000,000	+90,000,000
Department of State:			
Regular annual and supplemental acts	2,346,513,000	2,436,609,000	+90,096,000
Permanent appropriations:			
Federal funds	222,700,000	227,472,000	+4,772,000
Trust funds	543,808,000	569,045,000	+25,237,000
Total, Department of State	3,113,021,000	3,233,126,000	+120,105,000

See footnotes at end of table, p. 1034.

IVa. COMPARISON OF APPROPRIATIONS BY DEPARTMENTS AND ESTABLISHMENTS, FISCAL YEARS 1983 AND 1984—Continued

[NOTE.—Concept of "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II)]

Agency and item	Fiscal year 1983—97th Cong., 2d sess 98th Cong., 1st sess	Fiscal year 1984—98th Cong., 1st sess.	Increase (+) or decrease (–) 1984, compared with 1983
Department of Transportation:			
Regular annual and supplemental acts:			
Office of the Secretary	45,300,000	46,153,000	+853,000
Coast Guard	2,402,848,350	2,454,197,456	+51,349,106
Federal Aviation Administration	3,360,297,000	3,619,159,000	+258,862,000
Federal Highway Administration	605,200,000	75,590,000	–529,610,000
Rescission	–9,623,000		+9,623,000
Maritime Administration	118,413,000	84,668,000	–33,745,000
National Highway Traffic Safety Administration	74,000,000	78,000,000	+4,000,000
Federal Railroad Administration	999,675,000	949,299,000	–50,376,000
Urban Mass Transportation Administration	3,698,806,602	3,017,992,200	–680,814,402
Research and Special Programs Administration	20,022,000	20,200,000	+178,000
Office of the Inspector General	25,355,000	26,795,000	+1,440,000
Total, regular annual and supplemental acts *(net)*	11,340,293,952	10,372,053,656	–968,240,296
Legislative acts: Trust funds [2]	[2] $14,849,000,000		–$14,849,000,000
Permanent appropriations:			
Federal funds	458,821,000	$481,000,000	+22,179,000
(Contract authority)	*(451,821,000)*	*(474,000,000)*	*(+22,179,000)*
Trust funds	2,514,492,000	16,212,955,000	+13,698,463,000
(Contract authority)	*(2,508,302,000)*	*(16,202,734,000)*	*(+13,694,432,000)*
Total, Department of Transportation *(net)*	29,162,606,952	27,066,008,656	–2,096,598,296
Department of the Treasury:			
Regular annual and supplemental acts	9,152,963,430	9,475,947,000	+322,983,570
Legislative acts: [2]			
Federal funds		[2] 9,000,000	+9,000,000
Trust funds		[2] 4,567,000,000	+4,567,000,000
Private appropriation acts	4,306	31,618	+27,312
Permanent appropriations:			
Federal funds	133,577,035,000	150,589,054,000	+17,012,019,000
Trust funds	4,576,675,000	4,578,175,000	+1,500,000
Total, Department of the Treasury	147,306,677,736	169,219,207,618	+21,912,529,882
Veterans Administration:			
Regular annual, supplemental and continuing acts	24,607,005,000	24,988,635,000	+381,630,000
Permanent appropriations:			
Trust funds	1,413,359,000	1,444,100,000	+30,741,000
Total, Veterans Administration	26,020,364,000	26,432,735,000	+412,371,000

See footnotes at end of table, p. 1034.

IVa. COMPARISON OF APPROPRIATIONS BY DEPARTMENTS AND ESTABLISHMENTS, FISCAL YEARS 1983 AND 1984—Continued

[NOTE—Concept of "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II)]

Agency and item	Fiscal year 1983—97th Cong., 2d sess. 98th Cong., 1st sess.	Fiscal year 1984—98th Cong., 1st sess.	Increase (+) or decrease (−) 1984, compared with 1983
Grand Total:			
Regular annual, supplemental and continuing acts	506,255,274,903	522,168,306,837	+15,913,031,934
Rescissions	−4,498,046,500	−3,006,897,000	+1,491,149,500
Appropriated in fiscal 1981 and fiscal 1982 for fiscal year 1983 *(net)*	1,752,341,000		−1,752,341,000
Appropriated in fiscal 1982 and fiscal 1983 for fiscal 1984		6,951,600,000	+6,951,600,000
Private appropriation acts	4,306	31,618	+27,312
Legislative acts:[2]			
Federal funds		[2] 23,000,000	+23,000,000
Trust funds	[2] 14,849,000,000	[2] 25,319,000,000	+10,470,000,000
Permanent appropriations:			
Federal funds	152,432,933,000	173,040,153,000	+20,907,220,000
(Contract authority)	*(583,762,000)*	*(497,800,000)*	*(−85,962,000)*
(Authority to borrow)	*(1,753,656,000)*	*(4,825,208,000)*	*(+3,071,552,000)*
Trust funds	309,190,449,000	346,149,478,000	+36,959,029,000
(Contract authority)	*(17,508,302,000)*	*(31,702,734,000)*	*(+14,194,432,000)*
Net total	979,681,955,709	1,070,644,672,455	+90,962,716,746
Less:			
Adjustments for interfund and intragovernmental transactions (see par. 2, "Compilers' Notes", p.IV)	−162,962,254,000	−147,621,985,000	+15,340,269,000
Appropriated in fiscal 1981 and fiscal 1982 for fiscal year 1983 *(net)*	−1,752,341,000		+1,752,341,000
Appropriated in fiscal 1982 and fiscal 1983 for fiscal 1984		−6,951,600,000	−6,951,600,000
Net total	814,967,360,709	916,071,087,455	+101,103,726,746

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[1] Included under "Permanent appropriations, Federal funds".

[2] Section 401 of the Congressional Budget and Impoundment Control Act of 1974 (Public Law 93-344) requires that all borrowing and contracting authority (so called "backdoor authority") enacted after March 3, 1975 be subject to subsequent appropriation action with certain exceptions which are listed under Sec. 401(d) of the Act (see p. 1956 in the 1974-1975 volume for text of Sec. 401(d)). This amount represents budget authority which falls within those exceptions.

[3] Excludes $5,492,377,000 appropriated in fiscal year 1983 to liquidate "indefinite" budget authority provided in fiscal year 1982 for certain programs in the Department of Health and Human Services (estimated at $4,615,600,000 in 1981-1982 volume). (See footnote 22 on p. 1535, 1982-1983 volume, for accounts involved.)

[4] Excludes $323,000,000 appropriated in fiscal year 1984 to liquidate "indefinite" budget authority provided in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on p. 1129, this volume, for accounts involved).

V. CHRONOLOGICAL HISTORY OF REGULAR ANNUAL AND

[Note.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong.,

Department or establishment	Estimates considered by House	Reported to House		Passed House	
		Date and report No.	Amount	Date	Amount
REGULAR ANNUAL APPROPRIATION ACTS		*1983*		*1983*	
Agriculture, rural development and related agencies:[1]					
Agricultural programs	[2] $12,566,201,000	June 3 (98-231)	$12,096,423,000	June 8	$12,096,423,000
Rural development programs	3,869,025,000	do	4,255,331,000	do	4,255,331,000
Domestic food programs	13,783,956,000	do	13,813,671,000	do	13,813,671,000
International programs	1,141,233,000	do	1,139,233,000	do	1,139,233,000
Related agencies	409,749,000	do	411,734,000	do	411,734,000
Total	31,770,164,000		31,716,392,000		31,716,392,000
Departments of Commerce, Justice, and State, the Judiciary, and related agencies:					
Department of Commerce and related agencies	*(2,316,969,000)*	May 25 (98-226)	*(3,190,203,000)*		
(Appropriations to liquidate contract authorizations)	*(401,294,000)*	do	*(401,294,000)*		
Department of Justice and related agencies	*(3,650,172,000)*	do	*(3,805,794,000)*		
Department of State and related agencies	*(2,967,035,000)*	do	*(2,918,218,000)*		
The Judiciary	*(926,028,000)*	do	*(883,040,000)*		
Total	*(9,860,204,000)*		*(10,797,255,000)*		
Departments of Commerce, Justice, and State, the Judiciary, and related agencies:					
Department of Commerce and related agencies	2,316,969,000	June 3 (98-232)	3,190,203,000	Sept. 19	2,306,031,000
(Appropriations to liquidate contract authorizations)	*(401,294,000)*	do	*(401,294,000)*	do	401,294,000)
Department of Justice and related agencies	3,659,172,000	do	3,805,794,000	do	3,497,907,000
Department of State and related agencies	2,851,333,000	do	2,812,163,000	do	31,499,000
The Judiciary	926,028,000	do	883,040,000	do	883,040,000
Total	9,744,502,000		10,691,200,000		6,718,477,000
Department of Defense:					
Military personnel	47,997,800,000	Oct. 20 (98-427)	47,396,850,000	Nov. 2	47,396,850,000
Retired military personnel	16,772,800,000	do	16,592,600,000	do	16,592,600,000
Operation and maintenance	74,972,674,000	do	71,313,366,000	do	71,396,066,000
Procurement	92,594,655,000	do	84,441,827,000	do	84,650,827,000
Research, development, test, and evaluation	28,498,840,000	do	26,465,715,000	do	26,465,715,000
Special foreign currency program	3,050,000	do	3,050,000	do	3,050,000
General provisions	*(1,200,000,000)*	do	*(1,200,000,000)*	do	*(1,200,000,000)*
Related agencies	86,300,000	do	103,383,000	do	103,383,000
Total	260,926,119,000		246,316,791,000		246,608,491,000
District of Columbia:					
Federal payment to the District of Columbia	569,590,000	June 23 (98-265)	544,590,000	June 29	544,590,000
(Out of District revenues)	*(2,122,013,000)*	do	*(2,122,013,000)*	do	*(2,122,013,000)*
Energy and water development:					
Department of Defense—Civil	2,501,400,000	May 24 (98-217)	2,721,424,000	June 7	2,695,424,000
Department of the Interior	961,210,000	do	987,980,000	do	987,980,000
Department of Energy	10,533,342,000	do	10,034,391,000	do	10,034,391,000
Independent agencies	608,719,000	do	697,928,000	do	697,928,000
General provisions		do	−236,500,000	do	−235,720,000
Total	14,610,671,000		14,205,223,000		14,180,003,000

See footnotes at end of table, pp. 1042-1043.

SUPPLEMENTAL APPROPRIATION BILLS, 98TH CONG., 1ST SESS.

2d sess., differs to some extent from previous tabulations. (See explanation, par. 4, "Compilers' Note," p. II.)]

Estimates considered by Senate	Reported to Senate		Passed Senate		Public Law		Bill No.	Law No.
	Date and report No.	Amount	Date	Amount	Date	Amount		
	1983		*1983*		*1983*			
[2]$12,566,201,000	June 22 (98-160)	$12,078,848,000	June 29	$12,083,348,000	....	$12,031,205,000	H.R. 3223	(1)
3,869,025,000	do	4,244,934,000	do	4,244,934,000	....	4,220,741,000		
13,783,956,000	do	13,816,671,000	do	13,817,546,000	....	13,864,546,000		
1,141,233,000	do	1,143,233,000	do	1,239,233,000	....	1,140,733,000		
409,749,000	do	419,094,000	do	419,094,000	....	413,849,000		
31,770,164,000	....	31,702,780,000	....	31,804,155,000	....	31,671,074,000		
....	....	....	....	....	....	....	H.R. 3134	(3)
2,316,969,000	Aug. 2 (98-206)	2,760,373,000	Oct. 21	2,809,139,000	Nov. 28	2,937,055,000	H.R. 3222 S. 1721	98-166
(401,294,000)	....	*(401,294,000)*	do	*(401,294,000)*	do	*(401,294,000)*		
3,524,643,000	....	3,779,341,000	do	3,780,241,000	do	3,811,087,000		
2,966,089,000	....	2,850,140,000	do	2,927,922,000	do	2,868,483,000		
926,028,000	....	883,040,000	do	883,040,000	do	883,040,000		
9,733,729,000	....	10,272,894,000	....	10,400,342,000	....	10,499,665,000		
47,997,800,000	Nov. 1 (98-292)	48,602,835,000	Nov. 8	48,607,935,000	Dec. 8	47,360,103,000	H.R. 4185 S. 2039	98-212
16,772,800,000	....	16,592,600,000	do	16,592,600,000	do	16,592,600,000		
74,972,674,000	....	73,728,053,000	do	73,800,953,000	do	72,539,625,000		
92,594,655,000	....	85,890,512,000	do	86,335,012,000	do	85,617,505,000		
28,498,840,000	....	26,766,247,000	do	26,761,747,000	do	26,739,269,000		
3,050,000	....	3,050,000	do	3,050,000	do	3,050,000		
(1,200,000,000)	....	*(1,200,000,000)*	do	*(1,200,000,000)*	do	*(1,200,000,000)*		
86,300,000	....	104,740,000	do	104,740,000	do	103,623,000		
260,926,119,000	....	251,688,037,000	....	252,206,037,000	....	248,955,775,000		
569,590,000	July 19 (98-185)	596,261,600	July 27	596,261,600	Oct. 13	600,811,600	H.R. 3415	98-125
(2,147,013,000)	do	*(2,173,684,600)*	do	*(2,173,684,600)*	do	*(2,178,086,600)*		
2,501,400,000	June 16 (98-153)	2,591,794,000	June 22	2,591,794,000	July 14	2,641,386,000	H.R. 3132	98-50
961,210,000	do	944,990,000	do	944,990,000	do	961,690,000		
10,539,342,000	do	9,963,391,000	do	9,963,391,000	do	10,011,291,000		
608,719,000	do	670,678,000	do	670,678,000	do	692,678,000		
....	do	....	do	....	do	....		
14,610,671,000	....	14,170,853,000	....	14,170,853,000	....	14,307,045,000		

V. CHRONOLOGICAL HISTORY OF REGULAR ANNUAL AND

[Note—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong.,

Department or establishment	Estimates considered by House	Reported to House		Passed House	
		Date and report No.	Amount	Date	Amount
REGULAR ANNUAL APPROPRIATION ACTS—Con.		*1983*		*1983*	
Foreign assistance and related programs:[4]					
Multilateral Economic Assistance	$1,844,630,056				$1,595,856,471
Bilateral Economic Assistance	5,437,263,000				5,332,849,500
Military Assistance	1,803,532,000				1,781,400,000
Export-Import Bank of the United States	2,552,000,000				2,587,000,000
Total	11,637,425,056				11,297,105,971
Department of Housing and Urban Development—Independent agencies:					
Department of Housing and Urban Development *(net)*	7,152,009,896	May 24 (98-223)	$16,509,580,000	June 2	16,509,580,000
(Appropriations to liquidate contract authorizations)	*(10,697,000,000)*	do	*(10,697,000,000)*	do	*(10,697,000,000)*
Independent agencies	37,577,249,000	do	37,696,772,000	do	37,916,508,000
Corporations *(limitations on administrative expenses)*	*(67,635,000)*	do	*(67,635,000)*	do	*(67,635,000)*
Total *(net)*	44,729,258,896		54,206,352,000		54,426,088,000
Department of the Interior and related agencies:					
Department of the Interior	3,616,050,000	June 21 (98-253)	3,929,165,000	June 28	3,929,566,000
(Appropriations to liquidate contract authorizations)		do		do	
Related agencies *(net)*	3,084,878,000	do	4,152,408,000	do	4,152,408,000
Total *(net)*	6,700,928,000		8,081,573,000		8,081,974,000
Departments of Labor, Health and Human Services, and Education, and Related Agencies:					
Department of Labor	13,019,546,000	Sept. 16 (98-357)	13,061,203,000	Sept. 22	16,063,887,000
Department of Health and Human Services	68,551,703,000	do	70,140,979,000	do	70,175,979,000
Department of Education and Special Institutions	11,555,776,000	do	12,240,520,000	do	12,415,520,000
Related agencies	597,119,000	do	723,386,000	do	723,386,000
Total	93,724,144,000		96,166,088,000		99,378,772,000
Legislative branch:					
Congressional operations	726,811,200	May 25 (98-227)	719,926,200	June 3	717,679,750
Other agencies	500,524,000	do	490,718,000	do	490,718,000
Total	1,227,335,200		1,210,644,200		1,208,397,750
Military construction	8,655,127,000	June 9 (98-238)	6,961,432,000	June 21	6,961,432,000
Department of Transportation and related agencies:					
Department of Transportation	10,256,845,456	June 16 (98-246)	10,645,118,656	June 22	10,646,618,656
(Appropriations to liquidate contract authorizations)	*(12,729,738,000)*	do	*(12,724,738,000)*	do	*(12,724,738,000)*
Related agencies	656,626,569	do	653,278,569	do	653,278,569
Total	10,913,472,025		11,298,397,225		11,299,897,225
Treasury, Postal Service, and General Government:[6]					
Department of the Treasury	*(4,880,390,000)*	June 2 (98-229)	*(4,926,191,000)*		
United States Postal Service	*(400,000,000)*	do	*(879,000,000)*		
Executive Office of the President	*(98,562,000)*	do	*(97,147,000)*		
Independent agencies	*(6,197,346,000)*	do	*(6,085,246,000)*		
Total	*(11,576,298,000)*		*(11,987,584,000)*		

See footnotes at end of table, pp. 1042-1043.

SUPPLEMENTAL APPROPRIATION BILLS, 98TH CONG., 1ST SESS.—Continued

2d sess., differs to some extent from previous tabulations. (See explanation, par. 4, "Compilers' Note," p. II.)]

Estimates considered by Senate	Reported to Senate: Date and report No.	Reported to Senate: Amount	Passed Senate: Date	Passed Senate: Amount	Public Law: Date	Public Law: Amount	Bill No.	Law No.
	1983		*1983*		*1983*			
$1,844,630,056				$1,461,616,056		$1,638,527,886	S. 1892	(4)
5,437,263,000				5,403,635,000		5,406,341,750		
1,803,532,000				2,148,532,000		1,876,532,000		
2,552,000,000				3,111,000,000		2,587,000,000		
11,637,425,056				12,124,783,056		11,508,401,636		
7,152,009,896	June 14 (98-152)	$11,734,154,810	June 21	11,734,154,810	July 12	13,398,520,000	H.R. 3133	98-45
(10,697,000,000)	do	*(10,697,000,000)*	do	*(10,697,000,000)*	do	*(10,697,000,000)*		
42,407,349,000	do	42,520,243,000	do	42,520,243,000	do	42,390,820,000		
(67,615,000)	do	*(67,635,000)*	do	*(67,615,000)*	do	*(67,635,000)*		
49,559,358,896		54,254,397,810		54,254,397,810		55,789,340,000		
3,624,750,000	July 19 (98-184)	3,848,629,000	Sept. 21	3,865,704,000	Nov. 4	3,949,342,000	H.R. 3363	98-146
	do		do	*(19,000,000)*	do	*(14,000,000)*		
3,084,878,000	do	3,790,859,000	do	4,188,559,000	do	4,004,441,000		
6,709,628,000		7,639,488,000		8,049,033,000		7,953,783,000		
13,019,546,000	Sept. 28 (98-247)	11,922,701,000	Oct. 4	11,952,401,000	Oct. 31	15,968,987,000	H.R. 3913	98-139
68,551,703,000	do	72,594,981,000	do	72,643,981,000	do	[5]72,517,050,000		
11,555,776,000	do	13,481,413,000	do	15,227,879,000	do	15,224,339,000		
597,119,000	do	723,627,000	do	723,627,000	do	723,507,000		
93,724,144,000		98,722,722,000		100,547,888,000		104,433,883,000		
993,804,200	June 22 (98-161)	984,103,000	June 23	984,103,000	July 14	981,876,000	H.R. 3135	98-51
501,674,000	do	491,883,000	do	491,883,000	do	491,483,000		
1,495,478,200		1,475,986,000		1,475,986,000		1,473,359,000		
8,655,127,000	July 14 (98-180)	7,240,336,000	July 27	7,240,336,000	Oct. 11	7,104,237,000	H.R. 3263	98-116
10,256,845,456	July 14 (98-179)	10,210,829,656	July 15	10,209,229,656	Aug. 15	10,287,385,656	H.R. 3329	98-78
(12,729,738,000)	do	*(12,729,738,000)*	do	*(12,729,738,000)*	do	*(12,727,238,000)*		
656,626,569	do	644,725,569	do	644,725,569	do	644,821,569		
10,913,472,025		10,855,555,225		10,853,955,225		10,932,207,225		
(4,880,190,000)	July 20 (98-186)	*(4,901,474,000)*					H.R. 3191 S. 1646	(6)
(400,000,000)		*(802,000,000)*						
(98,562,000)		*(94,573,000)*						
(6,197,346,000)		*(6,066,203,000)*						
(11,576,298,000)		*(11,864,252,000)*						

V. CHRONOLOGICAL HISTORY OF REGULAR ANNUAL AND

[Note—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong.,

Department or establishment	Estimates considered by House	Reported to House		Passed House	
		Date and report No.	Amount	Date	Amount
REGULAR ANNUAL APPROPRIATION ACTS—Con.		*1983*		*1983*	
Treasury, Postal Service, and General Government [7]					
Department of the Treasury	$4,880,390,000	Oct. 18 (98-417)	$4,847,908,000	Oct. 27	$4,847,908,000
United States Postal Service	400,000,000	do	879,000,000	do	879,000,000
Executive Office of the President	98,562,000	do	93,462,000	do	93,462,000
Independent agencies	6,199,046,000	do	6,057,331,300	do	6,057,331,300
Total	11,577,998,000		11,877,701,300		11,877,701,300
Water Resource Development Appropriations, 1984	51,320,000	Sept. 22 (98-373)	118,946,000	Oct. 6	118,946,000
Total, regular annual appropriation acts *(net)*	506,838,054,177		493,395,329,725		504,418,267,246
(Appropriations to liquidate contract authorizations)	*(23,828,032,000)*		*(23,823,032,000)*		*(23,823,032,000)*
SUPPLEMENTAL APPROPRIATION ACTS					
Emergency Jobs Appropriations Act, 1983	5,033,000,000	Mar. 1 (98-11)	9,931,150,000	Mar. 3	9,931,150,000
Supplemental Appropriations Act, 1983 *(net)*	5,178,200,032	May 18 (98-207)	4,818,930,665	May 25	4,809,430,665
Appropriations to liquidate contract authorizations	*(388,000,000)*	do	*(388,000,000)*	do	*(388,000,000)*
Supplemental Appropriations Act, 1984 *(net)*	406,856,000	Sept. 22 (98-375)	437,990,800	Oct. 5	444,740,800
Second Supplemental Appropriations Act, 1984		Nov. 3 (98-474)	50,000,000		
Total, supplemental appropriation acts *(net)*	10,618,056,032		15,238,071,465		15,185,321,465
CONTINUING APPROPRIATIONS					
Continuing Appropriations, 1984		Sept. 22 (98-374)			
Continuing Appropriations, 1984				Sept. 28	
Further Continuing Appropriations, 1984		Nov. 3 (98-473)			
Further Continuing Appropriations, 1984: [12]					
Foreign assistance and related programs	*(11,637,425,056)*			Nov. 10	*(11,297,105,971)*
Agriculture, rural development, and related agencies [12]	*(31,770,164,000)*			do	*(31,766,392,000)*
Department of Health and Human Services	676,118,000			do	676,118,000
ACTION (domestic programs)	109,730,000			do	109,730,000
Departments of Commerce, Justice, State, and the Judiciary, and related agencies [13]	*(10,026,318,000)*			do	*(10,257,305,000)*
Treasury, Postal Service, and general government [12]	*(11,577,998,000)*			do	*(11,877,701,300)*
Department of Education				do	361,900,000
Department of Health and Human Services				do	20,000,000
Department of Education	3,700,000			do	3,700,000
Federal Emergency Management Agency				do	10,000,000
Tennessee Valley Authority				do	
Department of Justice				do	
Congressional Operations				do	
Veterans Administration	75,000,000			do	75,000,000
Department of Health and Human Services				do	
General Services Administration				do	
Total	864,548,000				1,256,448,000
Total, continuing appropriations	864,548,000				1,256,448,000
DEFERRALS [14]					
Emergency Jobs Appropriations Act, 1983	*(3,554,152,796)*	Mar. 1 (98-11)		Mar. 3	
Energy and Water Appropriations Act, 1983		May 24 (98-217)		June 7	
Supplemental Appropriations Act, 1983		May 18 (98-207)	*(132,600,000)*	May 25	*(132,600,000)*

See footnotes at end of table, pp. 1042-1043.

SUPPLEMENTAL APPROPRIATION BILLS, 98TH CONG., 1ST SESS.--Continued

2d sess., differs to some extent from previous tabulations. (See explanation, par. 4, "Compilers' Note," p. II.)]

Estimates considered by Senate	Reported to Senate		Passed Senate		Public Law		Bill No.	Law No.
	Date and report No.	Amount	Date	Amount	Date	Amount		
	1983		*1983*		*1983*			
$4,880,390,000						$4,901,474,000	H.R. 4139	(7)
400,000,000						879,000,000		
98,562,000						94,573,000		
6,199,046,000						6,068,853,000		
11,577,998,000						11,943,900,000		
51,320,000	Oct. 19 (98-274	$78,000,000					H.R. 3958	(8)
511,934,224,177		488,697,310,635		$503,724,027,691		517,173,481,461		
(23,828,032,000)		*(23,828,032,000)*		*(23,847,032,000)*		*(23,839,532,000)*		
10,740,457,000	Mar. 7 (98-17)	15,104,458,200	Mar. 17	15,199,108,200	Mar. 24	15,589,034,000	H.R. 1718	98-8
15,000,005,808	May 26 (98-148)	15,283,453,808	June 16	16,058,918,082	July 30	7,065,465,267	H.R. 3069	98-63
(388,000,000)	do	*(407,000,000)*	do	*(407,000,000)*	do	*(390,500,000)*		
414,856,000	Oct. 19 (98-275)	1,836,828,600	Oct. 27	390,828,600	Nov. 30	[9]8,766,222,376	H.R. 3959	98-181
							H.R. 4293	(8)
26,155,318,808		32,224,740,608		31,648,854,882		31,420,721,643		
							H.J. Res. 367	(10)
			Sept. 29		Oct. 1	5,000,000	H.J. Res. 368	98-107
	Nov. 8 (98-304)						H.J. Res. 403 S.J. Res. 194	(11)
(11,637,425,056)			Nov. 11	*(12,124,783,056)*	Nov. 14	*(11,508,401,636)*	H.J. Res. 413	98-151
(31,770,164,000)			do	*(31,671,074,000)*	do	*(31,671,074,000)*		
676,118,000			do	807,020,000	do	807,020,000		
109,730,000			do	129,321,000	do	129,321,000		
(10,026,318,000)			do	*(10,499,655,000)*	do	*(10,257,305,000)*		
(11,577,998,000)			do	*(11,867,900,000)*	do	*(11,943,900,000)*		
			do		do	75,000,000		
			do		do	10,000,000		
3,700,000			do		do	3,700,000		
			do	10,000,000	do	10,000,000		
			do	7,400,000	do	7,400,000		
			do	100,000	do	100,000		
			do	165,000	do	165,000		
75,000,000			do	150,000,000	do	75,000,000		
			do	1,000,000	do	1,000,000		
			do	*(12,200,000)*	do	*(12,200,000)*		
864,548,000				1,105,006,000		1,118,706,000		
864,548,000				1,105,006,000		1,123,706,000		
(3,554,152,796)	Mar. 7 (98-17)		Mar. 17		Mar. 24		H.R. 1718	98-8
(15,226,000)	June 16 (98-153)	*(12,226,000)*	June 22	*(12,226,000)*	July 14	*(12,226,000)*	H.R. 3132	98-50
	May 26 (98-148)	*(132,600,000)*	June 16	*(132,600,000)*	July 30	*(132,600,000)*	H.R. 3069	98-63

V. CHRONOLOGICAL HISTORY OF REGULAR ANNUAL AND

[Note —Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong.,

Department or establishment	Estimates considered by House	Reported to House		Passed House	
		Date and report No.	Amount	Date	Amount
DEFERRALS—Continued [14]		*1983*		*1983*	
Supplemental Appropriations Act, 1984		Sept. 22 (98-375)		Oct. 5	
Deferral Resolution, 1983	*($143,000,000)*	Mar. 3 (98-18)		Mar. 10	
Deferral Resolution, 1983	*(181,900,000)*	Mar. 3 (98-19)		Mar. 10	
Deferral Resolution, 1983					
Deferral Resolution, 1983	*(20,100,000)*	Mar. 3 (98-20)		Mar. 10	
Deferral Resolution, 1983	*(1,000,000)*	Mar. 3 (98-21)		Mar. 10	
Deferral Resolution, 1983	*(3,000,000)*	Mar. 3 (98-22)		Mar. 10	
Deferral Resolution, 1983	*(57,400,000)*	Mar. 3 (98-23)		Mar. 10	
Deferral Resolution, 1983	*(7,000,000)*	Mar. 3 (98-24)		Mar. 10	
Deferral Resolution, 1983					
Deferral Resolution, 1983	*(4,500,000)*	May 19 (98-209)		May 26	
Deferral Resolution, 1983	*(8,750,000)*	May 19 (98-210)		May 26	
Deferral Resolution, 1983	*(3,188,000)*	May 19 (98-211)		May 26	
RECAPITULATION					
Grand total:					
New budget *(obligational)* authority *(net)*	518,320,658,209		$508,633,401,190		$520,860,036,711
Appropriations	(522,757,786,209)		(512,111,654,190)		(524,338,289,711)
Rescissions of unobligated balances	(−4,437,128,000)		(−3,478,253,000)		(−3,478,253,000)
(Appropriations to liquidate contract authorizations)	*(23,828,032,000)*		*(23,823,032,000)*		*(23,823,032,000)*

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[1] H.R. 3223, the Agriculture, Rural Development and Related Agencies Appropriations Act, 1984, was not approved by the Congress. The conference report (House Report No. 98-450) was filed in the House of Representatives on October 27, 1983, but did not advance in the legislative process. Budget authority for programs and activities normally included in this bill has been provided through two sequential continuing appropriations: Sec. 101(b) of Public Law 98-107; and Sec. 101(d) of Public Law 98-151 which provides funding at the levels agreed to by the conferees (see "Note" on p. 89, this volume).

[2] Excludes budget estimates of $50,000,000 subsequently submitted in H. Doc. 98-142.

[3] H.R. 3134 was reported by the House Committee on Appropriations but was not considered by the House. The bill was subsequently modified and considered as H.R. 3222.

[4] S. 1892, the Foreign Assistance and Related Programs Appropriations Bill, 1984, was not approved by the Congress. No bill was reported in the House of Representatives. S. 1892 was reported by the Senate Committee on Appropriations on September 27, 1983; however, no further action occurred on the bill. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing appropriations: Sec. 101(e) of Public Law 98-107; and Sec. 101(b)(1) of Public Law 98-151 (see "Note" on p. 211, this volume).

[5] Excludes $323,000,000 appropriated in fiscal year 1984 to liquidate "indefinite" budget authority provided in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on p. 1129, this volume, for accounts involved).

[6] Failed of passage in the House on June 8, 1983. The bill was subsequently modified and considered as H.R. 4139.

[7] H.R. 4139, the Treasury, Postal Service, and General Government Appropriations Act, 1984 was not approved by the Congress. The bill was passed by the House of Representatives on October 27, 1983, but was not acted on by the Senate. A companion bill, S. 1646, was reported by the Senate Committee on Appropriations on July 20, 1983, but was never considered by the full Senate. Funding for

SUPPLEMENTAL APPROPRIATION BILLS, 98TH CONG., 1ST SESS.—Continued

2d sess., differs to some extent from previous tabulations (See explanation, par. 4, "Compilers' Note," p. II.)]

Estimates considered by Senate	Reported to Senate		Passed Senate		Public Law		Bill No.	Law No.
	Date and report No.	Amount	Date	Amount	Date	Amount		
	1983		*1983*		*1983*			
($2,050,000)	Oct. 19 (98-275)		Oct. 27		Nov. 30		H.R. 3959	98-181
							H. Res. 73	
							H. Res. 74	
(181,900,000)	Mar. 8 (98-20)		Mar. 10				S. Res. 49	
							H. Res. 75	
							H. Res. 76	
							H. Res. 77	
							H. Res. 80	
							H. Res. 90	
(7,000,000)	Mar. 8 (98-19)		Mar. 10				S. Res. 18	
							H. Res. 177	
							H. Res. 178	
							H. Res. 181	
538,954,090,985 (543,391,218,985) (−4,437,128,000) *(23,828,032,000)*		$520,922,051,243 (524,367,304,243) (−3,445,253,000) *(23,828,032,000)*		$536,477,888,573 (539,923,141,573) (−3,445,253,000) *(23,847,032,000)*		[9] $549,717,909,104 (554,334,037,104) (−4,616,128,000) *(23,849,532,000)*		

programs and activities normally included in this annual appropriations bill is provided through two sequential continuing resolutions: Sec. 101(d) of Public Law 98-107; and Sec. 101(f) of Public Law 98-151 (see "Note" on p. 347, this volume).

[8] These two bills (H.R. 3958 and H.R. 4293) were not approved by the Congress.

[9] Includes U.S. dollar equivalent of $8,464,008,776 for International Monetary Fund "special drawing rights". Request was for 7,560,800,000 in "special drawing rights".

[10] Referred to House Committee on Foreign Affairs on September 22, 1983.

[11] Failed of passage in the House on November 8, 1983.

[12] For informational purposes only. Amounts for these bills are included in the totals for "regular annual appropriation acts".

[13] For informational purposes only. A separate bill was subsequently approved (see H.R. 3222 on pp. 1036-1037).

[14] See pp. 531-541 and pp. 543-548 for status reports on rescissions and deferrals.

NOTE.—The President's Budget for 1984 submitted January 31, 1983 (H. Doc. 98-3), tentatively estimated total new budget (obligational) authority for fiscal year 1984 at $900.1 billion net ($1,047.7 billion gross, including $147.6 billion in intragovernmental transactions and certain so-called proprietary receipts handled as offsets for budget purposes only). An estimated $519.2 billion does not require action by Congress. This amount includes permanent appropriations such as interest on the public debt and various trust funds for which the obligational authority is already provided in the basic law. Virtually all of the remaining $528.5 billion is for consideration at this session of Congress in the appropriations bills. Approximately $17.8 billion of the $528.5 billion was shown in the January budget as being "for later transmittal" for supplemental requirements under present law, new legislation, allowances, and for contingencies and civilian pay raises.

VI. COMPARISON OF BUDGET ESTIMATES AND LOAN AND BORROWING AUTHORIZATIONS CARRIED IN APPROPRIATION ACTS, 98TH CONG., 1ST SESS.

[NOTE.—For informational purposes only, to separately identify this *type* of new budget authority. The amounts are included in the *totals* of new budget (obligational) authority shown variously in other applicable tabulations.]

Appropriation act and item	Estimates [1]	Loan and borrowing authorizations, fiscal year 1984 and prior years	Increase (+) or decrease (−), authorizations compared with estimates
REGULAR ANNUAL ACTS			
FOREIGN ASSISTANCE AND RELATED PROGRAMS			
Export-Import Bank of the United States	$2,552,000,000	$2,587,000,000	+$35,000,000
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND INDEPENDENT AGENCIES HOUSING PROGRAMS			
Housing for the elderly or handicapped fund	436,102,000	626,502,000	+190,400,000
ENERGY AND WATER DEVELOPMENT			
DEPARTMENT OF ENERGY			
Bonneville Power Administration Fund	[2] 203,500,000	123,400,000	−80,100,000
DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES			
PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION			
Land acquisition and development fund	4,000,000		−4,000,000
DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES			
FEDERAL RAILROAD ADMINISTRATION			
Rail Service Assistance	854,000	854,000	
Grand total, loan and borrowing authority	[1] 3,196,456,000	3,337,756,000	+141,300,000

[1] Excludes the following estimates for borrowing authority which were not considered in the applicable appropriations bills:

H. Doc. 98-3:	
Department of Transportation:	
Federal Railroad Administration:	
Settlements of railroad litigation	$38,545,000
Railroad rehabilitation and improvement financing funds	912,000
Total, Federal Railroad Administration	39,457,000
National Credit Union Administration:	
Central liquidity facility	$65,607,000
Total, borrowing authority estimates excluded	105,064,000

[2] Informal budget estimate. The President's Budget for fiscal year 1984 (H. Doc. 98-3) did not request any *current* borrowing authority for this program.

VIa. COMPARISON OF BUDGET ESTIMATES AND CONTRACT AUTHORIZATIONS CARRIED IN APPROPRIATION ACTS, 98TH CONG., 1ST SESS.

[NOTE.—For informational purposes only, to separately identify this *type* of new budget authority. The amounts are included in the *totals* of new budget (obligational) authority shown variously in other applicable tabulations.]

Appropriation act and item	Estimates	Contract authorizations, fiscal year 1984, and prior years	Increase (+) or decrease (−), contract authorizations compared with estimates
REGULAR ANNUAL ACTS			
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND INDEPENDENT AGENCIES			
HOUSING PROGRAMS			
Annual contributions for assisted housing	$3,595,860,896	$9,912,928,000	+$6,317,067,104
Rent supplement *(rescission)*	*(−2,374,777,000)*	−2,374,777,000	−2,374,777,000
Rental housing assistance *(rescission)*	*(−483,120,000)*	−483,120,000	−483,120,000
Total, Department of Housing and Urban Development *(net)*	3,595,860,896	7,055,031,000	+3,459,170,104
SUPPLEMENTAL ACTS			
SUPPLEMENTAL APPROPRIATIONS, 1983			
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT			
HOUSING PROGRAMS			
Rent supplement		653,103,000	+653,103,000
Rental housing assistance		814,202,000	+814,202,000
Rent supplement		46,000,000	+46,000,000
Rental housing assistance		123,329,000	+123,329,000
Rent supplement *(rescission)*	*(−1,198,459,000)*	−1,198,459,000	−1,198,459,000
Rental housing assistance *(rescission)*	*(−380,772,000)*	−380,772,000	−380,772,000
Total, Department of Housing and Urban Development *(net)*		57,403,000	+57,403,000
DEPARTMENT OF THE INTERIOR			
NATIONAL PARK SERVICE			
Land and water conservation fund *(rescission)*		−30,000,000	−30,000,000
Grand total, contract authority *(net)*	3,595,860,896	7,082,434,000	+3,486,573,104

VIb. COMPARISON OF BUDGET ESTIMATES AND APPROPRIATIONS TO LIQUIDATE CONTRACT AUTHORIZATIONS, 98TH CONG., 1ST SESS.

[NOTE—For informational purposes only, to separately identify the amounts appropriated. The amounts are *not* included in the *totals* of new budget (obligational) authority shown variously in other applicable tabulations.]

Appropriation act and item	Estimates	Appropriations	Increase (+) or decrease (−), appropriations compared with estimates
REGULAR ANNUAL ACTS			
DEPARTMENTS OF COMMERCE, JUSTICE, STATE, AND THE JUDICIARY, AND RELATED AGENCIES			
DEPARTMENT OF TRANSPORTATION			
MARITIME ADMINISTRATION			
Operating-differential subsidies	$401,294,000	$401,294,000	
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND INDEPENDENT AGENCIES			
HOUSING PROGRAMS			
Housing payments	10,697,000,000	10,697,000,000	
DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES			
NATIONAL PARK SERVICE			
Construction		14,000,000	+$14,000,000
DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES			
DEPARTMENT OF TRANSPORTATION			
COAST GUARD			
National recreational boating safety and facilities improvement fund	15,000,000	12,500,000	−2,500,000
FEDERAL AVIATION ADMINISTRATION			
Grants-in-aid for airports *(Airport and Airway Trust Fund)*	745,000,000	745,000,000	
FEDERAL HIGHWAY ADMINISTRATION			
Highway-related safety grants *(trust fund)*	9,738,000	9,738,000	
Federal-aid highways *(trust fund)*	11,600,000,000	11,600,000,000	
NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION			
Highway traffic safety grants *(trust fund)*	118,000,000	118,000,000	
URBAN MASS TRANSPORTATION ADMINISTRATION			
Discretionary grants	242,000,000	242,000,000	
Total, Department of Transportation and related agencies	12,729,738,000	12,727,238,000	−2,500,000
Total, regular annual acts	23,828,032,000	23,839,532,000	+11,500,000

VIb. COMPARISON OF BUDGET ESTIMATES AND APPROPRIATIONS TO LIQUIDATE CONTRACT AUTHORIZATIONS, 98TH CONG., 1ST SESS.—Continued

[NOTE.—For informational purposes only, to separately identify the amounts appropriated. The amounts are *not* included in the *totals* of new budget (obligational) authority shown variously in other applicable tabulations.]

Appropriation act and item	Estimates	Appropriations	Increase (+) or decrease (−), appropriations compared with estimates
SUPPLEMENTAL ACTS			
SUPPLEMENTAL APPROPRIATIONS, 1983			
DEPARTMENT OF DEFENSE			
OPERATION AND MAINTENANCE			
Operation and maintenance, Navy	$25,000,000	$25,000,000	
DEPARTMENT OF TRANSPORTATION			
COAST GUARD			
National recreational boating safety and facilities improvement fund	5,000,000	7,500,000	+$2,500,000
FEDERAL HIGHWAY ADMINISTRATION			
Federal-aid highways *(trust fund)*	300,000,000	300,000,000	
NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION			
State and community highway safety *(trust fund)*	3,000,000	2,000,000	−1,000,000
Highway safety education and information *(trust fund)*		1,000,000	+1,000,000
URBAN MASS TRANSPORTATION ADMINISTRATION			
Mass Transportation Capital Fund *(trust fund)*	55,000,000	55,000,000	
Total, Department of Transportation	363,000,000	365,500,000	+2,500,000
Total, supplemental acts	388,000,000	390,500,000	+2,500,000
Grand total, appropriations to liquidate contract authorizations	24,216,032,000	24,230,032,000	+14,000,000

VII. AUTHORIZATIONS FOR APPROPRIATIONS, PUBLIC DEBT TRANSACTIONS, AND CONTRACT AUTHORIZATIONS APPROVED DURING THE 1ST SESS. OF THE 98TH CONG.

Number of Public Law	Approval date	Title	Amount of Authorization
	1983	AGRICULTURE ACTS	
98-4	Mar. 11	Relating to the treatment for income and estate tax purposes of commodities received under 1983 payment-in-kind programs.	-$412,000,000 (Revenue loss)
98-59	July 25	Providing that the 1983 crop of any kind of tobacco for which market quotas are in effect or for which marketing quotas are not disapproved by producers, the support level in cents per pound shall be the support level in cents per pound at which the respective 1982 crop was supported.	No cost[1]
98-88	Aug. 26	Establishing an improved program for extra long cotton.	12,000,000
98-92	Sept. 2	Amending the Federal Supplemental Compensation Act of 1982 with respect to the number of weeks of benefits paid in any State.	8,000,000
98-100	Sept. 29	Requiring the Secretary of Agriculture to make an earlier announcement of the 1984 crop feed grain program and of the 1985 crop wheat and feed grain program.	No impact
98-180	Nov. 29	To stabilize the supply and demand for dairy products, to make modifications in the tobacco production adjustment program, and to provide emergency livestock feed assistance.	1,393,000,000
98-201	Dec. 2	Amending the provisions of the Federal Insecticide, Fungicide, and Rodenticide Act relating to the scientific advisory panel and extending the authorization for appropriations for such act.	64,200,000
98-204	Dec. 2	Suspending the noncash benefit requirement for the Puerto Rico nutrition assistance program, and providing States with greater flexibility in the administration of the food stamp program.	No impact
		COMMERCE ACTS	
98-108	Oct. 1	Extending the authorities under the Export Administration Act of 1979 until October 14, 1983.	137,873,000
98-129	Oct. 14	To provide for the orderly termination of Federal management of the Pribilof Islands, Alaska.	23,736,000
98-210	Dec. 6	To consolidate and authorize certain marine fishery programs and functions of the National Oceanic and Atmospheric Administration under the Department of Commerce.	73,300,000
98-214	Dec. 8	Authorizing appropriations for the Federal Communication Commission for fiscal years 1984 and 1985.	108,000,000
		DEFENSE ACTS	
98-94	Sept. 24	Authorizing funds for fiscal year 1984 for the Department of Defense.	187,490,700,000
98-115	Oct. 11	Authorizing certain construction at military installations for fiscal year 1984.	7,345,527,000
98-202	Dec. 2	Amending the Arms Control and Disarmament Act in order to extend the authorization for appropriations.	21,000,000
98-215	Dec. 9	Authorizing appropriations for fiscal year 1984 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System.	118,600,000
		DISTRICT OF COLUMBIA ACTS	
98-65	Aug. 2	Amending the District of Columbia Self-Government and Governmental Reorganization Act, increasing the amount authorized to be appropriated as the annual Federal payment to the District of Columbia.	25,000,000
		EDUCATION ACTS	
98-79	Aug. 15	Providing additional authority for the consolidation of student loans and making certain other changes in Federal student financial assistance.	Revenue loss
98-95	Sept. 26	Increasing endowment funds for eligible individuals under part C of title III of the Higher Education Act of 1965.	19,316,000
98-192	Dec. 1	Amending and extending the Tribally Controlled Community College Assistance Act of 1978.	38,200,000

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[1] Either no additional expense, or amount is less than $500 thousand.

VII. AUTHORIZATIONS FOR APPROPRIATIONS, PUBLIC DEBT TRANSACTIONS, AND CONTRACT AUTHORIZATIONS APPROVED DURING THE 1ST SESS. OF THE 98TH CONG.—Continued

Number of Public Law	Approval date	Title	Amount of Authorization
	1983	EDUCATION ACTS—Continued	
98-211	Dec. 8	Making technical amendments to improve implementation of the Education Consolidation and Improvement Act of 1981.	No cost[1]
		FOREIGN OPERATIONS ACTS	
98-43	June 27	Authorizing supplemental assistance to aid Lebanon in rebuilding its economy and armed forces.	$151,000,000
98-164	Nov. 22	Authorizing appropriations for the Department of State and related agencies for fiscal years 1984 and 1985.	3,248,366,000
		GENERAL GOVERNMENT ACTS	
98-80	Aug. 23	Authorizing three additional Assistant Administrators of the Environmental Protection Agency.	No cost[1]
98-111	Oct. 4	Providing Federal funding for radio broadcasting to Cuba.	73,930,000
98-117	Oct. 11	Delaying until January 1984, the effective date for recomputing hourly pay rates for certain Federal employees.	No cost[1]
98-144	Nov. 2	Amending title 5, United States Code, making the birthday of Martin Luther King, Jr., a legal holiday.	No cost[1] until 1986
98-185	Nov. 30	Extending and amending the general revenue sharing program.	4,567,000,000
98-191	Dec. 1	Revising the authority and responsibility of the Office of Federal Procurement Policy, and authorizing appropriations for the Office for an additional 4 fiscal years.	5,000,000
		HOUSING ACTS	
98-35	May 26	Providing for the temporary extension of certain insurance programs relating to housing and community development.	Date change
98-109	Oct. 1	To provide for the temporary extension of certain insurance programs relating to housing and community development.	Date change
		INTERIOR ACTS	
98-11	Mar. 28	Designating additional national scenic and historic trails.	3,900,000
98-32	May 23	To establish the Harry S Truman National Historic Site in the State of Missouri.	Indefinite
98-48	July 13	Authorizing funds through September 30, 1983, and authorizing funds for fiscal year 1984 for the Navajo and Hopi Indian Relocation Commission.	17,200,000
98-64	Aug. 2	Providing that per capita payments to Indians may be made by tribal governments.	No cost[1]
98-73	Aug. 11	To authorize the Smithsonian Institution to purchase land in Santa Cruz, Ariz.	No cost[1]
98-134	Oct. 18	Settling certain claims of the Mashantucket Pequot Indians.	900,000
98-141	Oct. 31	Amending certain provisions of law relating to units of the national park system and other public lands.	55,500,000
98-200	Dec. 2	Extends the Wetlands Loan Act approved to promote the conservation of migratory waterfowl by the acquisition of wetlands and other essential waterfowl habitat.	13,000,000
98-213	Dec. 8	Authorizing $15,500,000 for capital improvement projects on Guam.	27,500,000
		JUDICIAL ACTS	
98-86	Aug. 26	Amending title 28 of the United States Code, authorizing payment of travel and transportation expenses of newly appointed Special Agents of the Department of Justice.	No impact
98-183	Nov. 30	Amending the Civil Rights Act of 1957 to extend the life of the Civil Rights Commission.	12,180,000
		LABOR, HEALTH AND HUMAN SERVICES ACTS	
98-13	Mar. 29	To prevent the temporary termination of the Federal Supplemental Compensation Act of 1982.	No cost[1]
98-24	Apr. 26	Establishing in the Alcohol, Drug Abuse, and Mental Health Administration an Associate Administrator for Prevention to promote and coordinate prevention research programs of the National Institutes of Mental Health, Drug Abuse, and Alcohol Abuse and Alcoholism, authorizing funds for 1983 and 1984 for alcohol and drug abuse research, transferring specified alcohol and drug abuse statutory authority to the Public Health Service Act, and consolidating various reporting requirements.	102,000,000
98-49	July 13	Amending the Public Health Service Act, authorizing funds to be made available to the Secretary of Health and Human Services for research for the cause, treatment, and prevention of public health emergencies	30,000,000

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[1] Either no additional expense, or amount is less than $500 thousand.

VII. AUTHORIZATIONS FOR APPROPRIATIONS, PUBLIC DEBT TRANSACTIONS, AND CONTRACT AUTHORIZATIONS APPROVED DURING THE 1ST SESS. OF THE 98TH CONG.—Continued

Number of Public Law	Approval date	Title	Amount of Authorization
	1983	LABOR, HEALTH AND HUMAN SERVICES ACTS—Continued	
98-76	Aug. 12	Amending the Railroad Retirement Act of 1974 and the Railroad Retirement Tax Act, assuring sufficient resources to pay current and future benefits under the Railroad Retirement Act.	3,444,000,000
98-90	Aug. 29	Amending title XVIII of the Social Security Act, increasing the cap amount allowable for reimbursement of hospices under the medicare program.	No cost[1]
98-118	Oct. 11	Extending the Federal Supplemental Compensation Act of 1982.	+$13,000,000 (Revenue increase)
98-135	Oct. 24	Extending the Federal supplemental compensation program for 18 months.	3,799,000,000
98-199	Dec. 2	Revising and extending the Education of the Handicapped Act.	1,037,800,000
		LEGISLATIVE ACTS	
98-101	Sept. 29	Providing for the establishment of a Commission on the Bicentennial of the Constitution.	300,000
		PUBLIC WORKS ACT	
98-157	Nov. 17	Authorizing the rehabilitation of the Belle Fourche irrigation project.	6,800,000
		REVENUE ACTS	
98-21	Apr. 20	To implement the consensus recommendations of the National Commission on Social Security Reform.	+5,781,000,000 (Revenue increase)
98-34	May 26	Increasing the permanent public debt limit.	No cost[1]
98-67	Aug. 5	Repealing the withholding of tax from interest and dividends.	−2,602,000,000 (Revenue loss)
98-161	Nov. 21	Increasing the statutory limit on the public debt.	No cost[1]
		SCIENCE ACTS	
98-52	July 15	Authorizing funds for fiscal year 1984 for programs administered by the National Aeronautics and Space Administration.	7,267,600,000
98-57	July 22	Amending the Act of July 2, 1940, as amended, pertaining to appropriations for the Canal Zone Biological Area.	Indefinite
		TRANSPORTATION ACTS	
98-6	Mar. 16	Repealing section 311 of the Federal Public Transportation Act of 1982.	No cost[1]
98-17	Apr. 5	Establishing uniform national standards for the continued regulation, by the several States, of commercial motor vehicle width on interstate highways.	No cost[1]
98-37	June 6	Amending the Independent Safety Board Act of 1974, and authorizing funds for fiscal years 1984, 1985, and 1986.	22,600,000
98-89	Aug. 26	Consolidating and reenacting certain of the marine safety and seamen's welfare laws of the United States.	No cost[1]
		VETERANS ACTS	
98-77	Aug. 15	Authorizing funds for fiscal year 1984 to provide emergency job training and employment assistance programs for wartime veterans.	150,000,000
98-160	Nov. 21	To extend and improve various health-care and other programs of the Veterans' Administration.	19,100,000

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[1] Either no additional expense, or amount is less than $500 thousand.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION

[NOTE—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations. (See explanation, par. 4, "Compilers' Notes," p. II.)]

EMERGENCY JOBS APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-8, APPROVED MARCH 24, 1983

Agency and item	H. Doc. No. (unless other wise indicated)	Estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—MEETING OUR ECONOMIC PROBLEMS WITH ESSENTIAL AND PRODUCTIVE JOBS				
MAINTAINING AND PROTECTING PUBLIC INVESTMENT FEDERAL BUILDINGS				
GENERAL SERVICES ADMINISTRATION				
Federal Buildings Fund			$125,000,000	+$125,000,000
REBUILDING AMERICA'S HIGHWAYS				
FEDERAL HIGHWAY ADMINISTRATION				
Highway demonstration project			33,000,000	+33,000,000
Federal-aid highways *(limitation on obligations)*			*(275,000,000)*	*(+275,000,000)*
TO SPEED UP IMPROVEMENT OF MASS TRANSPORTATION				
URBAN MASS TRANSPORTATION ADMINISTRATION				
Urban mass transportation systems			132,650,000	+132,650,000
Mass Transportation Capital Fund *(disapproval of deferral)*			*(229,000,000)*	*(+229,000,000)*
REBUILDING RAILROAD INFRASTRUCTURE				
FEDERAL RAILROAD ADMINISTRATION				
Grants to the National Railroad Passenger Corporation			80,000,000	+80,000,000
REBUILDING AVIATION INFRASTRUCTURE				
FEDERAL AVIATION ADMINISTRATION				
Grants-in-aid for airports *(limitation on obligations)*			*(150,000,000)*	*(+150,000,000)*
IMPROVING FACILITIES AND SERVICES PROVIDED TO VETERANS				
VETERANS ADMINISTRATION				
Medical care			75,000,000	+75,000,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

EMERGENCY JOBS APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-8, APPROVED MARCH 24, 1983—Continued

Agency and item	H. Doc. No. (unless other wise indicated)	Estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
COMMUNITY DEVELOPMENT GRANTS				
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT				
Community development grants			$1,000,000,000	+$1,000,000,000
Urban development action grants *(disapproval of deferral)*			*(244,000,000)*	*(+244,000,000)*
Annual contributions for assisted housing *(disapproval of deferral)*			*(3,081,152,796)*	*(+3,081,152,796)*
TO AID LOCAL ECONOMIC DEVELOPMENT TO OFFSET PRESENT BUSINESS AND PLANT CLOSURES				
DEPARTMENT OF COMMERCE				
ECONOMIC DEVELOPMENT ADMINISTRATION				
Economic development assistance programs			100,000,000	+100,000,000
INCREASING SMALL BUSINESS ACTIVITIES				
SMALL BUSINESS ADMINISTRATION				
Business loan and investment fund			52,000,000	+52,000,000
Total, Aid to Offset Business and Plant Closures			152,000,000	+152,000,000
DEVELOPING PARKS AND RECREATION AREAS				
SMALL BUSINESS ADMINISTRATION				
Salaries and expenses			50,000,000	+50,000,000
REPAIRING AND RESTORING PARKS AND RECREATIONAL FACILITIES				
DEPARTMENT OF THE INTERIOR				
NATIONAL PARK SERVICE				
Urban Parks and Recreation Fund			40,000,000	+40,000,000
Operation of the National Park System			25,000,000	+25,000,000
Historic Preservation Fund			25,000,000	+25,000,000
Land and Water Conservation Fund			40,000,000	+40,000,000
Total, National Park Service			130,000,000	+130,000,000
PRESERVING THE NATIONAL FOREST SYSTEM				
DEPARTMENT OF AGRICULTURE				
FOREST SERVICE				
National forest system			60,000,000	+60,000,000
Construction			25,000,000	+25,000,000
Total, Forest Service			85,000,000	+85,000,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

EMERGENCY JOBS APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-8, APPROVED MARCH 24, 1983—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
IMPROVING INDIAN HEALTH FACILITIES				
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
HEALTH SERVICES ADMINISTRATION				
Indian health facilities			$39,000,000	+$39,000,000
IMPROVING FISH AND WILDLIFE SERVICE FACILITIES				
DEPARTMENT OF THE INTERIOR				
UNITED STATES FISH AND WILDLIFE SERVICE				
Resource management			20,000,000	+20,000,000
IMPROVING NATURAL RESOURCES ON INDIAN RESERVATIONS				
BUREAU OF INDIAN AFFAIRS				
Operation of Indian Programs			20,000,000	+20,000,000
BUREAU OF INDIAN AFFAIRS CONSTRUCTION				
Construction			64,450,000	+64,450,000
IMPROVING INDIAN HOUSING				
Operation of Indian programs			30,000,000	+30,000,000
ASSISTING IN RURAL DEVELOPMENT AND RESOURCE CONSERVATION				
DEPARTMENT OF AGRICULTURE				
FARMERS HOME ADMINISTRATION				
Rural water and waste disposal grants			150,000,000	+150,000,000
Rural Development Insurance Fund			*(450,000,000)*	*(+450,000,000)*
Salaries and expenses			6,500,000	+6,500,000
Total, Farmers Home Administration			156,500,000	+156,500,000
SOIL CONSERVATION SERVICE				
Resource conservation and development			5,000,000	+5,000,000
Total, Rural Development and Resource Conservation Assistance			161,500,000	+161,500,000
INCREASING THE EFFECTIVENESS OF SOIL CONSERVATION ACTIVITIES				
DEPARTMENT OF AGRICULTURE				
SOIL CONSERVATION SERVICE				
Watershed and flood prevention operations			100,000,000	+100,000,000
Agricultural Credit Act of 1978, emergency measures			7,500,000	+7,500,000
Total, Soil Conservation Service			107,500,000	+107,500,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

EMERGENCY JOBS APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-8, APPROVED MARCH 24, 1983—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
AGRICULTURAL RESEARCH SERVICE				
CONSTRUCTION				
Buildings and facilities			$3,000,000	+$3,000,000
Total, Department of Agriculture			110,500,000	+110,500,000
FOOD AND DRUG ADMINISTRATION				
Buildings and facilities			875,000	+875,000
Total, Soil Conservation Activities			111,375,000	+111,375,000
ENHANCEMENT OF WATER RESOURCE BENEFITS AND FOR EMERGENCY DISASTER WORK				
DEPARTMENT OF DEFENSE—CIVIL				
DEPARTMENT OF THE ARMY				
CORPS OF ENGINEERS—CIVIL				
Construction, general			85,000,000	+85,000,000
Operation and maintenance, general			164,000,000	+164,000,000
Flood control, Mississippi River and tributaries			140,000,000	+140,000,000
Total, Corps of Engineers—Civil			389,000,000	+389,000,000
RECLAMATION AND IRRIGATION PROJECTS				
DEPARTMENT OF THE INTERIOR				
BUREAU OF RECLAMATION				
Construction program			65,000,000	+65,000,000
Operation and maintenance			21,000,000	+21,000,000
Loan program			30,000,000	+30,000,000
Total, Bureau of Reclamation			116,000,000	+116,000,000
TENNESSEE VALLEY AUTHORITY				
Payment to Tennessee Valley Authority Fund			40,000,000	+40,000,000
Total, Water Resource Benefits and Emergency Disaster Work			545,000,000	+545,000,000
FEDERAL, STATE, AND LOCAL PRISON MODERNIZATION				
DEPARTMENT OF JUSTICE				
FEDERAL PRISON SYSTEM				
Buildings and facilities			80,000,000	+80,000,000
(Transfer to support of United States prisoners)			*(20,000,000)*	*(+20,000,000)*
CONSTRUCTION AND MODERNIZATION OF HOUSING UNITS FOR MILITARY FAMILIES				
DEPARTMENT OF DEFENSE				
Family housing, Army			73,654,000	+73,654,000
Family housing, Navy			32,798,000	+32,798,000
Family housing, Air Force			73,190,000	+73,190,000
Total, Department of Defense			179,642,000	+179,642,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

EMERGENCY JOBS APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-8, APPROVED MARCH 24, 1983—Continued

Agency and item	H. Doc. No. (unless other wise indicated)	Estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
LOW-INCOME ENERGY CONSERVATION				
DEPARTMENT OF ENERGY				
Energy conservation *(Low-income weatherization)*			$100,000,000	+$100,000,000
SCHOOLS AND HOSPITALS WEATHERIZATION ASSISTANCE				
DEPARTMENT OF ENERGY				
Energy conservation			50,000,000	+50,000,000
INCREASING EMPLOYMENT AND TRAINING OPPORTUNITIES				
DEPARTMENT OF LABOR				
Employment and training assistance			217,400,000	+217,400,000
(Job Corps)			*(32,400,000)*	*(+32,400,000)*
(Summer youth employment)			*(100,000,000)*	*(+100,000,000)*
(Displaced workers)			*(85,000,000)*	*(+85,000,000)*
INCREASING EMPLOYMENT OPPORTUNITIES FOR OLDER AMERICANS				
DEPARTMENT OF LABOR				
Community service employment for older Americans			37,500,000	+37,500,000
INCREASING ESSENTIAL COMMUNITY AND HOME HEALTH SERVICES				
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
Health services *(Community & Migrant Health Centers)*			70,000,000	+70,000,000
INCREASING MATERNAL AND CHILD HEALTH SERVICES				
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
Health services *(Maternal & Child Health Grants)*			105,000,000	+105,000,000
CENTERS FOR DISEASE CONTROL				
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
Preventive health services *(construction & renovation)*			15,560,000	+15,560,000
INCREASING ALCOHOL, DRUG ABUSE AND MENTAL HEALTH SERVICES				
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
Alcohol, drug abuse, and mental health			30,000,000	+30,000,000
INCREASING DAY CARE AND SOCIAL SERVICES				
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
Social Services Block Grant (Title XX)			225,000,000	+225,000,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

EMERGENCY JOBS APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-8, APPROVED MARCH 24, 1983—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
INCREASING COMMUNITY AND HUMANITARIAN SERVICES				
Department of Health and Human Services				
Community services block grant			$25,000,000	+$25,000,000
PROVIDING URGENTLY NEEDED SCHOOL FACILITIES				
Department of Education				
School assistance in federally affected areas			60,000,000	+60,000,000
EDUCATION FOR THE HANDICAPPED				
Education for the handicapped			40,000,000	+40,000,000
REHABILITATION SERVICES AND HANDICAPPED RESEARCH				
Rehabilitation services and handicapped research			5,000,000	+5,000,000
STUDENT FINANCIAL ASSISTANCE				
Student financial assistance			50,000,000	+50,000,000
LIBRARIES				
Libraries and learning resources			50,000,000	+50,000,000
DISTRIBUTION OF AGRICULTURAL COMMODITIES				
Department of Agriculture				
Funds for strengthening markets, income, and supply (Section 32)			75,000,000	+75,000,000
FEEDING PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC)				
Feeding program for Women, Infants and Children (WIC)			100,000,000	+100,000,000
FOOD DISTRIBUTION AND EMERGENCY SHELTERS				
Federal Emergency Management Agency				
Emergency food and shelter program			100,000,000	+100,000,000
RAILROAD UNEMPLOYMENT BENEFITS				
Railroad Retirement Board: Payment to Railroad Unemployment Insurance Trust Fund			125,750,000	+125,750,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

EMERGENCY JOBS APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-8, APPROVED MARCH 24, 1983—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
DEPARTMENT OF THE TREASURY				
UNITED STATES CUSTOMS SERVICE				
Operation and maintenance, air interdiction program			$3,750,000	+$3,750,000
Total, title I:				
New budget *(obligational)* authority			4,598,577,000	+4,598,577,000
(By transfer)			*(20,000,000)*	*(+20,000,000)*
(Limitation on obligations)			*(425,000,000)*	*(+425,000,000)*
(Limitation on direct loans)			*(450,000,000)*	*(+450,000,000)*
(Effect of deferral disapproval)			*(3,554,152,796)*	*(+3,554,152,796)*
TITLE II—TEMPORARY EMERGENCY FOOD ASSISTANCE ACT OF 1983				
DEPARTMENT OF AGRICULTURE				
Distribution of agricultural commodities			50,000,000	+50,000,000
TITLE III—SUPPLEMENTAL APPROPRIATIONS				
SMALL BUSINESS ADMINISTRATION				
Business loan and investment fund, additional capital			200,000,000	+200,000,000
(By transfer)	98-4	*($178,600,000)*		*(−178,600,000)*
DEPARTMENT OF AGRICULTURE				
COMMODITY CREDIT CORPORATION				
Reimbursement for net realized losses	98-4	5,707,457,000	5,707,457,000	
DEPARTMENT OF LABOR				
EMPLOYMENT AND TRAINING ADMINISTRATION				
Advances to the Unemployment Trust Fund and other funds	98-4	5,033,000,000	5,033,000,000	
Grants to States for unemployment insurance and employment services *(limitation on trust fund transfer)*	98-4	*(276,100,000)*	*(276,100,000)*	
Total, title III:				
New budget *(obligational)* authority		10,740,457,000	10,940,457,000	+200,000,000
(Limitation on trust fund transfer)		*(276,100,000)*	*(276,100,000)*	
Grand total, titles I, II and III:				
New budget *(obligational)* authority		10,740,457,000	15,589,034,000	+4,848,577,000
(By transfer)		*(178,600,000)*	*(20,000,000)*	*(−158,600,000)*
(Limitation on trust fund transfer)		*(276,100,000)*	*(276,100,000)*	
(Limitation on obligations)			*(425,000,000)*	*(+425,000,000)*
(Limitation on direct loans)			*(450,000,000)*	*(+450,000,000)*
(Effect of deferral disapproval)			*(3,554,152,796)*	*(+3,554,152,796)*

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983

TITLE I—GENERAL SUPPLEMENTALS

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I				
CHAPTER I				
DEPARTMENT OF AGRICULTURE				
AGRICULTURAL RESEARCH SERVICE				
Scientific activities overseas *(foreign currency program)*	98-4	$3,172,000	$2,000,000	−$1,172,000
ANIMAL AND PLANT HEALTH INSPECTION SERVICE				
Salaries and expenses			3,600,000	+3,600,000
FARMERS HOME ADMINISTRATION				
Agriculture Credit Insurance Fund:				
Guaranteed operating loans *(increase in limitation)*			*(50,000,000)*	*(+50,000,000)*
Real estate loans *(increase in limitation)*			*(25,000,000)*	*(+25,000,000)*
Rural water and waste disposal grants			25,000,000	+25,000,000
FOOD AND NUTRITION SERVICE				
Commodity supplemental food program:				
Appropriation			750,000	+750,000
(Transfer from Commodity Credit Corporation)			*(585,000)*	*(+585,000)*
Food stamp program	98-4	1,189,484,000	1,189,484,000	
Food donations programs			16,000,000	+16,000,000
Child nutrition programs	98-83	118,000,000	118,000,000	
Total, Food and Nutrition Service		1,307,484,000	1,324,234,000	+16,750,000
SOIL CONSERVATION SERVICE				
Emergency watershed operations			5,000,000	+5,000,000
OFFICE OF INTERNATIONAL COOPERATION AND DEVELOPMENT				
Salaries and expenses	98-4	500,000		−500,000
Total, Department of Agriculture		1,311,156,000	1,359,834,000	+48,678,000
RELATED AGENCIES				
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
Food and Drug Administration:				
Salaries and expenses	98-4	5,000,000	1,000,000	−4,000,000
Standard Level User Charges *(by transfer)*	98-62	*(500,000)*	*(500,000)*	
COMMODITY FUTURES TRADING COMMISSION				
Commodity Futures Trading Commission			965,000	+965,000
Total, Chapter I:				
New budget *(obligational)* authority		1,316,156,000	1,361,799,000	+45,643,000
(~~Transfer from~~ Commodity Credit Corporation)			*(585,000)*	*(+585,000)*
(Increase in limitation on direct loans)			*(25,000,000)*	*(+25,000,000)*
(Increase in limitation on guaranteed loans)			*(50,000,000)*	*(+50,000,000)*

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
CHAPTER II				
DEPARTMENT OF COMMERCE				
GENERAL ADMINISTRATION				
Special foreign currency program	98-4	$500,000	$500,000	
ECONOMIC DEVELOPMENT ADMINISTRATION				
Salaries and expenses			1,800,000	+$1,800,000
(By transfer)	98-62	*(1,851,000)*		*(−1,851,000)*
Economic development revolving fund *(by transfer)*	98-4	*(23,400,000)*		*(−23,400,000)*
INTERNATIONAL TRADE ADMINISTRATION				
Operations and administration *(limitation on direct loans)*	98-4	*(−11,884,000)*		*(+11,884,000)*
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION				
Operations, research, and facilities	98-4	20,000,000	48,873,000	+28,873,000
Total, Department of Commerce		20,500,000	51,173,000	+30,673,000
RELATED AGENCIES				
OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE				
Salaries and expenses	98-50	136,000	130,000	−6,000
SMALL BUSINESS ADMINISTRATION				
Business loan and investment fund	98-62	152,000,000	152,000,000	
(By transfer)	98-4	*(178,600,000)*		*(−178,600,000)*
Pollution control equipment contract guarantee fund *(limitation on guaranteed loans)*	98-4	*(−100,000,000)*		*(+100,000,000)*
DEPARTMENT OF JUSTICE				
LEGAL ACTIVITIES				
Salaries and expenses, general legal activities	98-62	5,211,000	4,600,000	−611,000
Salaries and expenses, U.S. attorneys and marshals	98-62	5,200,000	5,800,000	+600,000
(By transfer)	98-62	*(792,000)*		*(−792,000)*
Support of U.S. prisoners	98-62	1,500,000	1,500,000	
Total, Legal Activities		11,911,000	11,900,000	−11,000
FEDERAL BUREAU OF INVESTIGATION				
Salaries and expenses	98-62	1,000,000	1,000,000	
DRUG ENFORCEMENT ADMINISTRATION				
Salaries and expenses	98-62	300,000		−300,000
FEDERAL PRISON SYSTEM				
Salaries and expenses	98-62	3,734,000	3,734,000	
Total, Department of Justice		16,945,000	16,634,000	−311,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
DEPARTMENT OF STATE				
ADMINISTRATION OF FOREIGN AFFAIRS				
Salaries and expenses	98-62	$7,985,000	$7,985,000	
Acquisition, operation, and maintenance of buildings abroad	98-62	22,256,000	22,256,000	
Payment to the Foreign Service Retirement and Disability Fund	98-4	4,658,000	4,658,000	
OTHER				
The Asia Foundation			2,900,000	+$2,900,000
Fishermen's Protective Fund	98-4	500,000		−500,000
Total, Department of State		35,399,000	37,799,000	+2,400,000
RELATED AGENCIES				
ARMS CONTROL AND DISARMAMENT AGENCY				
Salaries and expenses	S98-11	564,000	564,000	
BOARD FOR INTERNATIONAL BROADCASTING				
Grants and expenses	98-4	29,840,000	21,300,000	−8,540,000
UNITED STATES INFORMATION AGENCY				
Salaries and expenses	98-4	30,867,000	13,000,000	−17,867,000
Acquisition and construction of radio facilities	98-4	11,833,000	10,800,000	−1,033,000
Total, United States Information Agency		42,700,000	23,800,000	−18,900,000
THE JUDICIARY				
COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES				
Salaries of judges	98-4	1,400,000	1,400,000	
Salaries of supporting personnel	98-4	2,450,000		−2,450,000
Defender services	98-4	2,400,000	1,400,000	−1,000,000
Bankruptcy courts, salaries and expenses	98-4 98-50	2,750,000	2,500,000	−250,000
Total, courts of appeals, district courts, and other judicial services		9,000,000	5,300,000	−3,700,000
Total, Chapter II:				
New budget *(obligational)* authority		307,084,000	308,700,000	+1,616,000
(By transfer)		*(204,643,000)*		*(−204,643,000)*
(Limitation on direct loans)		*(−11,884,000)*		*(+11,884,000)*
(Limitation on guaranteed loans)		*(−100,000,000)*		*(+100,000,000)*
CHAPTER III				
DEPARTMENT OF DEFENSE—MILITARY				
OPERATION AND MAINTENANCE				
Operation and maintenance, Army	98-35	6,190,000	6,190,000	
Operation and maintenance, Navy *(Liquidation of contract authority)*	98-4	*(25,000,000)*	*(25,000,000)*	
Operation and maintenance, Air Force	98-35	310,000	310,000	
Total, Operation and maintenance:				
New budget *(obligational)* authority		6,500,000	6,500,000	
(Liquidation of contract authority)		*(25,000,000)*	*(25,000,000)*	

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
PROCUREMENT				
Missile procurement, Army	98-35	$478,600,000	$453,600,000	−$25,000,000
Other procurement, Army	98-35	4,960,000	4,960,000	
Other procurement, Air Force	98-35	3,210,000	3,210,000	
Total, Procurement		486,770,000	461,770,000	−25,000,000
RESEARCH, DEVELOPMENT, TEST, AND EVALUATION				
Research, development, test and evaluation, Navy			1,500,000	+1,500,000
Total, Chapter III:				
New budget *(obligational)* authority		493,270,000	469,770,000	−23,500,000
(Liquidation of contract authority)		*(25,000,000)*	*(25,000,000)*	
CHAPTER IV				
DEPARTMENT OF DEFENSE—CIVIL				
DEPARTMENT OF THE ARMY				
CORPS OF ENGINEERS—CIVIL				
General investigations			10,000,000	+10,000,000
Flood control and coastal emergencies			25,000,000	+25,000,000
Construction general			2,000,000	+2,000,000
Flood control, Mississippi River and tributaries *(by transfer)*	98-4	*(30,000,000)*		*(−30,000,000)*
Operation and maintenance, general *(by transfer)*	98-4	*(110,000,000)*		*(−110,000,000)*
Total, Corps of Engineers—Civil			37,000,000	+37,000,000
DEPARTMENT OF ENERGY				
Energy Supply, Research and Development Activities:				
Operating expenses			500,000	+500,000
Atomic Energy Defense Activities:				
Plant and capital equipment	98-58	18,300,000	18,300,000	
Western Area Power Administration: Construction, rehabilitation, operation and maintenance			30,000,000	+30,000,000
Federal Energy Regulatory Commission:				
Salaries and expenses	98-4	[1] 2,988,000	3,488,000	+500,000
Total, Department of Energy		21,288,000	52,288,000	+31,000,000
Total, Chapter IV:				
New budget *(obligational)* authority		21,288,000	89,288,000	+68,000,000
(By transfer)		*(140,000,000)*		*(−140,000,000)*
CHAPTER V				
MULTILATERAL ECONOMIC ASSISTANCE				
FUNDS APPROPRIATED TO THE PRESIDENT				
INTERNATIONAL FINANCIAL INSTITUTIONS				
INTERNATIONAL DEVELOPMENT ASSISTANCE				
Contribution to the International Development Association (IDA VI)	98-4	245,000,000	245,000,000	
International organizations and programs	98-4	4,500,000	20,500,000	+16,000,000
Total, Multilateral Economic Assistance		249,500,000	265,500,000	+16,000,000

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[1] Requested as pay costs.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
BILATERAL ECONOMIC ASSISTANCE				
FUNDS APPROPRIATED TO THE PRESIDENT				
AGENCY FOR INTERNATIONAL DEVELOPMENT				
Agriculture, rural development, and nutrition development assistance	98-34	$5,000,000	$5,000,000	
Payment to the Foreign Service Retirement and Disability Fund	98-4	1,134,000	1,134,000	
Economic support fund	98-34	354,500,000	301,250,000	−$53,250,000
(Limitation on direct loans)	98-4	*(91,000,000)*		*(−91,000,000)*
Total, Agency for International Development		360,634,000	307,384,000	−53,250,000
OVERSEAS PRIVATE INVESTMENT CORPORATION				
(Increase in limitation on direct loans)	98-4	*(5,000,000)*		*(−5,000,000)*
(Increase in limitation on guaranteed loans)	98-4	*(20,000,000)*		*(−20,000,000)*
DEPARTMENT OF STATE				
Migration and Refugee Assistance:				
International disaster assistance *(by transfer)*			*(15,000,000)*	*(+15,000,000)*
Economic support fund *(by transfer)*			*(5,000,000)*	*(+5,000,000)*
Total, Department of State *(by transfer)*			*(20,000,000)*	*(+20,000,000)*
Total, Bilateral Economic Assistance		360,634,000	307,384,000	−53,250,000
(By transfer)			*(20,000,000)*	*(+20,000,000)*
MILITARY ASSISTANCE				
FUNDS APPROPRIATED TO THE PRESIDENT				
Military assistance program	98-4 98-34	187,000,000	93,325,000	−93,675,000
Foreign military sales credit: Loan guarantees	98-4	*(525,000,000)*	*(293,500,000)*	*(−231,500,000)*
International military education and training	98-4	1,000,000	1,000,000	
Total, Chapter V:				
New budget *(obligational)* authority		798,134,000	667,209,000	−130,925,000
(By transfer)			*(20,000,000)*	*(+20,000,000)*
(Loan guarantee)		*(525,000,000)*	*(293,500,000)*	*(−231,500,000)*
(Limitation on direct loans)		*(96,000,000)*		*(−96,000,000)*
(Limitation on guaranteed loans)		*(20,000,000)*		*(−20,000,000)*
CHAPTER VI				
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT				
HOUSING PROGRAMS				
RENT SUPPLEMENT				
Rent supplement:				
Contract authority, indefinite			653,103,000	+653,103,000
(Limitation on annual contract authority, indefinite)			*(50,828,000)*	*(+50,828,000)*
Rental housing assistance:				
Contract authority, indefinite			814,202,000	+814,202,000
(Limitation on annual contract authority, indefinite)			*(63,365,000)*	*(+63,365,000)*
Rent supplement:				
Contract authority, indefinite			46,000,000	+46,000,000
(Limitation on annual contract authority, indefinite)			*(23,000,000)*	*(+23,000,000)*

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (–), appropriations compared with estimates
Rental housing assistance:				
Contract authority, indefinite			$123,329,000	+$123,329,000
(Limitation on annual contract authority, indefinite)			*(8,429,000)*	*(+8,429,000)*
Rent supplement:				
Rescission of contract authority, indefinite	98-4	*(–$1,198,459,000)*	[1] –1,198,459,000	[2] –1,198,459,000
(Limitation on annual contract authority, indefinite—rescission)	98-4	*(–25,394,000)*	[1] *(–25,394,000)*	[2] *(–25,394,000)*
Rental housing assistance:				
Rescission of contract authority, indefinite	98-4	*(–380,772,000)*	[1] –380,772,000	[2] –380,772,000
(Limitation on annual contract authority, indefinite—rescission)	98-4	*(–6,637,000)*	[1] *(–6,637,000)*	[2] *(–6,637,000)*
Payments for operation of low-income housing projects *(deferral)*			*(–69,000,000)*	*(–69,000,000)*
Federal Housing Administration Fund *(limitation on guaranteed loans)*	98-65	*(5,000,000,000)*	*(5,000,000,000)*	
SOLAR ENERGY AND ENERGY CONSERVATION BANK				
Assistance for Solar and Conservation Improvements *(transfer to low income home energy assistance)*	98-4	*(11,000,000)*		*(–11,000,000)*
COMMUNITY PLANNING AND DEVELOPMENT				
Urban renewal programs			6,000,000	+6,000,000
Total, Department of Housing and Urban Development *(net)*			63,403,000	+63,403,000
ENVIRONMENTAL PROTECTION AGENCY				
Salaries and expenses			9,000,000	+9,000,000
Hazardous Substance Response trust fund *(increase in limitation on administrative expenses)*			*(2,000,000)*	*(+2,000,000)*
VETERANS ADMINISTRATION				
Medical care	98-4	2,280,000	2,280,000	
Construction, major projects	98-3	263,400,000	263,400,000	
Total, Veterans Administration		265,680,000	265,680,000	
Total, Chapter VI:				
New budget *(obligational)* authority *(net)*		265,680,000	338,083,000	+72,403,000
Appropriations		(265,680,000)	(280,680,000)	(+15,000,000)
Contract authority, indefinite			(1,636,634,000)	(+1,636,634,000)
Rescission of contract authority, indefinite		(–1,579,231,000)	[1] (–1,579,231,000)	[2] (–1,579,231,000)
(By transfer)		*(11,000,000)*		*(–11,000,000)*
(Limitation on annual contract authority, indefinite)			*(145,622,000)*	*(+145,622,000)*
(Limitation on annual contract authority, indefinite—rescissions)		*(–32,031,000)*	*(–32,031,000)*	[2] *(–32,031,000)*
(Increase in limitation on administrative expenses)			*(2,000,000)*	*(+2,000,000)*
(Limitation on guaranteed loans)		*(5,000,000,000)*	*(5,000,000,000)*	
(Deferral)			*(–69,000,000)*	*(–69,000,000)*
CHAPTER VII				
DEPARTMENT OF THE INTERIOR				
BUREAU OF LAND MANAGEMENT				
Management of lands and resources	98-4	45,000,000		–45,000,000

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[1] Does not include rescissions in Further Continuing Resolution for fiscal year 1983 (P.L. 97-377).

[2] Reflects actual rescission rather than comparison with proposed rescission.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
UNITED STATES FISH AND WILDLIFE SERVICE				
Construction and anadromous fish			$4,000,000	+$4,000,000
NATIONAL PARK SERVICE				
Operation of the national park system			500,000	+500,000
Construction			1,000,000	+1,000,000
(Deferral)			*(−63,600,000)*	*(−63,600,000)*
Land and water conservation fund *(rescission of contract authority, indefinite)*			−30,000,000	−30,000,000
Land acquisition and state assistance			68,200,000	+68,200,000
Total, National Park Service *(net)*			39,700,000	+39,700,000
GEOLOGICAL SURVEY				
Surveys, Investigations, and Research *(transfer from Exploration of National Petroleum Reserve in Alaska)*			*(24,000,000)*	*(+24,000,000)*
(Deferral)			*(−24,000,000)*	*(−24,000,000)*
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT				
Abandoned mine reclamation fund			51,870,000	+51,870,000
BUREAU OF INDIAN AFFAIRS				
Operation of Indian Programs	98-4	$14,000,000	53,150,000	+39,150,000
Construction	98-73	240,000	240,000	
Papago Trust Fund	98-73	15,000,000	15,000,000	
Cooperative Fund *(Papago)*	98-73	5,250,000	5,250,000	
Total, Bureau of Indian Affairs		34,490,000	73,640,000	+39,150,000
TERRITORIAL AND INTERNATIONAL AFFAIRS				
Administration of Territories			12,058,000	+12,058,000
DEPARTMENTAL OFFICES				
Office of the Solicitor	98-85	484,000	484,000	
Total, Department of the Interior		79,974,000	181,752,000	+101,778,000
RELATED AGENCIES				
DEPARTMENT OF AGRICULTURE				
FOREST SERVICE				
National forest system	98-4	59,000,000		−59,000,000
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
HEALTH SERVICES ADMINISTRATION				
Indian Health Services			19,359,000	+19,359,000
DEPARTMENT OF EDUCATION				
Indian education			1,938,000	+1,938,000
Total, Chapter VII:				
New budget *(obligational)* authority *(net)*		138,974,000	203,049,000	+64,075,000
Appropriations		(138,974,000)	(233,049,000)	(+94,075,000)
Rescission of contract authority, indefinite			(−30,000,000)	(−30,000,000)
(By transfer)			*(24,000,000)*	*(+24,000,000)*
(Deferral)			*(−87,600,000)*	*(−87,600,000)*

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
CHAPTER VIII				
DEPARTMENT OF LABOR				
EMPLOYMENT AND TRAINING ADMINISTRATION				
Advances to the Unemployment Trust Fund and other funds	98—50	$615,000,000	$615,000,000	
EMPLOYMENT STANDARDS ADMINISTRATION				
Black Lung Disability Trust Fund	98-4 98-50	186,000,000	186,000,000	
Total, Department of Labor		801,000,000	801,000,000	
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
CENTERS FOR DISEASE CONTROL				
Preventive health services			2,225,000	+$2,225,000
NATIONAL INSTITUTES OF HEALTH				
National Cancer Institute			3,300,000	+3,300,000
National Heart, Lung, and Blood Institute			1,030,000	+1,030,000
National Institute of Neurological and Communicative Disorders and Stroke			545,000	+545,000
National Institute of Allergy and Infectious Diseases			4,500,000	+4,500,000
Total, National Institutes of Health			9,375,000	+9,375,000
ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION				
Alcohol, drug abuse, and mental health			400,000	+400,000
ASSISTANT SECRETARY FOR HEALTH				
Health Maintenance Organization Loan and Loan Guarantee Fund	98-58	2,650,000	2,650,000	
SOCIAL SECURITY ADMINISTRATION				
Payments to Social Security Trust Funds	98-65	1,300,000,000	1,300,000,000	
Total, Department of Health and Human Services		1,302,650,000	1,314,650,000	+12,000,000
DEPARTMENT OF EDUCATION				
Education for the handicapped:				
State grant program			47,900,000	+47,900,000
Regional Resource Centers			1,250,000	+1,250,000
Rehabilitation services and handicapped research			3,620,000	+3,620,000
Elementary and Secondary Education			40,000,000	+40,000,000
Higher and continuing education	98-4	4,816,000	4,816,000	
Total, Department of Education		4,816,000	97,586,000	+92,770,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
FACILITIES DEVELOPMENT				
HEALTH RESOURCES AND SERVICES ADMINISTRATION				
Health resources and services			$14,500,000	+$14,500,000
NATIONAL INSTITUTES OF HEALTH				
National Library of Medicine			5,900,000	+5,900,000
Grants for construction of academic facilities			22,500,000	+22,500,000
Total, Chapter VIII: New budget *(obligational)* authority		$2,108,466,000	2,256,136,000	+147,670,000
CHAPTER IX				
LEGISLATIVE BRANCH				
SENATE				
EXPENSE ALLOWANCES OF THE VICE PRESIDENT, THE PRESIDENT PRO TEMPORE, MAJORITY AND MINORITY LEADERS, AND MAJORITY AND MINORITY WHIPS				
Majority Whip of the Senate	98-65	2,500	2,500	
Minority Whip of the Senate	98-65	2,500	2,500	
SALARIES, OFFICERS AND EMPLOYEES				
Administrative, clerical, and legislative assistance to Senators	98-65	197,000	197,000	
Conference committees	98-73	100,000	100,000	
Expense allowances of the Secretary of the Senate, Sergeant at Arms and Doorkeeper of the Senate, and Secretaries for the Majority and Minority of the Senate	98-65	4,000	4,000	
CONTINGENT EXPENSES OF THE SENATE				
Miscellaneous items	98-4 98-50	240,000	240,000	
Total, Senate		546,000	546,000	
HOUSE OF REPRESENTATIVES				
PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS				
Gratuities, deceased Members			139,600	+139,600
ALLOWANCES AND EXPENSES				
Allowances and expenses	98-4	11,946,000	7,946,000	−4,000,000
Total, House of Representatives		11,946,000	8,085,600	−3,860,400
JOINT ITEMS				
OFFICE OF THE ATTENDING PHYSICIAN				
Office of the Attending Physician *(reappropriation)*	98-4 98-50	19,000	19,000	
OFFICIAL MAIL COSTS				
Official mail costs	98-4 98-50	38,064,000	37,965,000	−99,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
OFFICE OF TECHNOLOGY ASSESSMENT				
Salaries and expenses	98-50	$245,000	$165,000	−$80,000
ARCHITECT OF THE CAPITOL				
Senate office buildings	98-4	8,000,000	250,000	−7,750,000
House office buildings	98-4	275,000	275,000	
West Central Front of the United States Capitol	98-58	73,000,000	49,000,000	−24,000,000
Total, Capitol Buildings and Grounds		81,275,000	49,525,000	−31,750,000
Library Buildings and Grounds				
Restoration and renovation of Jefferson and Adams buildings	98-50	72,270,000		−72,270,000
LIBRARY OF CONGRESS				
Furniture and furnishings	98-50	7,700,000		−7,700,000
Administrative Provisions				
Sec. 908 Compensation of Senators *(effect of pay increase—permanent)*			220,000	+220,000
Total, Chapter IX:				
New budget *(obligational)* authority		212,065,000	96,525,600	−115,539,400
Appropriations		(212,046,000)	(96,506,600)	(−115,539,400)
Reappropriation		(19,000)	(19,000)	
CHAPTER X				
DEPARTMENT OF TRANSPORTATION				
Coast Guard				
National recreational boating safety and facilities improvement fund:				
(Liquidation of contract authorization)	98-4	*(5,000,000)*	*(7,500,000)*	*(+2,500,000)*
(Limitation on obligations)	98-4	*(5,000,000)*	*(7,500,000)*	*(+2,500,000)*
Federal Aviation Administration				
Operations	98-4	45,000,000	44,000,000	−1,000,000
Aircraft purchase loan guarantee program *(limitation on borrowing authority)*	98-4	*(250,000,000)*	*(150,000,000)*	*(−100,000,000)*
Federal Highway Administration				
Federal-aid highways *(liquidation of contract authorization) (trust fund)*	98-4	*(300,000,000)*	*(300,000,000)*	
Highways crossing federal projects *(reappropriation)*			400,000	+400,000
National Highway Traffic Safety Administration				
State and community highway safety *(liquidation of contract authorization) (trust fund)*	98-4	*(3,000,000)*	*(2,000,000)*	*(−1,000,000)*
Highway safety education and information *(liquidation of contract authorization) (trust fund)*			*(1,000,000)*	*(+1,000,000)*
Federal Railroad Administration				
Rail Service Assistance	98-4	1,356,000		−1,356,000
Appropriation for debt reduction	98-4	−1,356,000		+1,356,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
Settlements of railroad litigation	98-4	$18,499,000	$18,499,000	
Appropriation for debt reduction	98-4	−18,499,000	−18,499,000	
Railroad Rehabilitation and Improvement Financing Funds:				
Appropriation	98-4	7,100,000	7,100,000	
Appropriation for debt reduction	98-4	−7,100,000	−7,100,000	
URBAN MASS TRANSPORTATION ADMINISTRATION				
Mass Transportation Capital Fund *(liquidation of contract authorization) (trust fund)*	98-4	*(55,000,000)*	*(55,000,000)*	
GENERAL PROVISIONS				
Limitation on general operating expenses *(increase in limitation)*			*(1,750,000)*	*(+$1,750,000)*
Federal Highway Administration:				
Federal-aid highways *(limitation on obligations)*	98-4	*(−500,000,000)*		*(+500,000,000)*
Urban Mass Transportation Administration:				
Formula grants *(limitation on obligations)*	98-4	*(550,000,000)*		*(−550,000,000)*
Total, Department of Transportation		45,000,000	44,400,000	−600,000
RELATED AGENCIES				
PANAMA CANAL COMMISSION				
Operating expenses	98-4	375,000	378,635	+3,635
Total, Chapter X:				
New budget *(obligational)* authority		45,375,000	44,778,635	−596,365
Appropriations		(72,330,000)	(69,977,635)	(−2,352,365)
Appropriation for debt reduction		(−26,955,000)	(−25,599,000)	(+1,356,000)
Reappropriation			(400,000)	(+400,000)
(Appropriation to liquidate contract authority)		*(363,000,000)*	*(365,500,000)*	*(+2,500,000)*
(Limitation on borrowing authority)		*(250,000,000)*	*(150,000,000)*	*(−100,000,000)*
(Limitation on obligations)		*(55,000,000)*	*(9,250,000)*	*(−45,750,000)*
CHAPTER XI				
DEPARTMENT OF THE TREASURY				
U.S. CUSTOMS SERVICE				
Claims against the United States Customs Service	98-50	2,430	2,430	
EXECUTIVE OFFICE OF THE PRESIDENT				
OFFICIAL RESIDENCE OF THE VICE PRESIDENT				
Operating expenses	98-58	141,000	141,000	
OFFICE OF MANAGEMENT AND BUDGET				
Salaries and expenses	98-4	669,000	669,000	
INDEPENDENT AGENCIES				
GENERAL SERVICES ADMINISTRATION FEDERAL BUILDINGS FUND				
Limitations on availability of revenue:				
Construction and acquisition of facilities	98-4	*(8,102,000)*	*(8,102,000)*	

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE I—GENERAL SUPPLEMENTALS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
OFFICE OF PERSONNEL MANAGEMENT				
Payment to civil service retirement and disability fund	98-4	$342,269,000	$342,269,000	
Salaries and expenses			1,000	+$1,000
MERIT SYSTEMS PROTECTION BOARD				
Salaries and expenses	98-4	1,000,000	1,600,000	+600,000
Total, Chapter XI:				
New budget *(obligational)* authority		344,081,430	344,682,430	+601,000
(Limitation on availability of revenue)		*(8,102,000)*	*(8,102,000)*	
CHAPTER XII				
DISTRICT OF COLUMBIA				
DISTRICT OF COLUMBIA FUNDS				
Governmental direction and support *(rescission)*	98-72	*(−2,759,000)*	*(−2,759,000)*	
Economic development and regulation *(rescission)*	98-72	*(−2,402,700)*	*(−2,538,800)*	*(−136,100)*
Public safety and justice	98-72	*(15,026,100)*	*(9,130,600)*	*(−5,895,500)*
Public education system *(rescission)*	98-72	*(−1,679,700)*	*(−1,871,100)*	*(−191,400)*
Human support services	98-72	*(4,402,700)*	*(2,087,400)*	*(−2,315,300)*
Transportation services and assistance *(rescission)*	98-72	*(−544,600)*	*(−544,600)*	
Environmental services and supply *(rescission)*	98-72	*(−5,504,500)*	*(−5,504,500)*	
Personal services *(rescission)*	98-72	*(−17,287,100)*	*(−8,748,800)*	*(+8,538,300)*
Energy adjustment	98-72	*(2,078,500)*	*(2,078,500)*	
Unallocated General Fund Adjustment *(rescission)*	98-72	*(−15,183,600)*	*(−15,183,600)*	
Total, operating expenses, general fund *(net)*		*(−23,853,900)*	*(−23,853,900)*	
Washington Convention Center enterprise fund	98-72 98-103	*(830,700)*	*(830,700)*	
Lottery and Charitable Games enterprise fund	98-103	*(1,000,000)*	*(1,000,000)*	
Total, Chapter XII:				
District of Columbia funds *(net)*		*(−22,023,200)*	*(−22,023,200)*	
TITLE I—GENERAL SUPPLEMENTALS				
Total:				
New budget *(obligational)* authority *(net)*		6,050,573,430	6,180,020,665	+129,447,235
Appropriations		(6,077,509,430)	(6,177,797,665)	(+100,288,235)
Reappropriation		(19,000)	(419,000)	(+400,000)
Appropriations for debt reduction		(−26,955,000)	(−25,599,000)	(+1,356,000)
Contract authority, indefinite			(1,636,634,000)	(+1,636,634,000)
Rescission of contract authority, indefinite		(−1,579,231,000)	(−1,609,231,000)	[1] (−1,609,231,000)
(Deferral)			*(−156,600,000)*	*(−156,600,000)*
(Liquidate contract authority)		*(388,000,000)*	*(390,500,000)*	*(+2,500,000)*
(By transfer)		*(356,143,000)*	*(44,500,000)*	*(−311,643,000)*
(Transfer from Commodity Credit Corporation)			*(585,000)*	*(+585,000)*
(Limitation on annual contract authority, indefinite)			*(145,622,000)*	*(+145,622,000)*
(Limitation on annual contract authority, indefinite—rescissions)		*(−32,031,000)*	*(−32,031,000)*	[1] *(−32,031,000)*
(Limitation on obligations)		*(55,000,000)*	*(9,250,000)*	*(−45,750,000)*
(Limitation on borrowing authority)		*(250,000,000)*	*(150,000,000)*	*(−100,000,000)*
(Increase in limitation on administrative expenses)			*(2,000,000)*	*(+2,000,000)*
(Loan guarantee)		*(525,000,000)*	*(293,500,000)*	*(−231,500,000)*
(District of Columbia funds)		*(−22,023,200)*	*(−22,023,200)*	
(Change in limitation on direct loans)		*(84,116,000)*	*(25,000,000)*	*(−59,116,000)*
(Change in limitation on guaranteed loans)		*(4,920,000,000)*	*(5,050,000,000)*	*(+130,000,000)*
(Limitation on availability of revenue)		*(8,102,000)*	*(8,102,000)*	

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[1] Reflects actual rescission rather than comparison with proposed rescission

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
TITLE II—INCREASED PAY COSTS				
LEGISLATIVE BRANCH				
SENATE				
Salaries, officers and employees	98-4 98-50 98-65	$7,027,000	$7,027,000	
Office of the Legislative Counsel of the Senate	98-4	47,000	47,000	
Office of Senate Legal Counsel	98-4	12,000	12,000	
Senate policy committees	98-4	78,000	78,000	
Inquiries and investigations	98-4	1,764,000	1,764,000	
Total, Senate		8,928,000	8,928,000	
HOUSE OF REPRESENTATIVES				
House leadership offices	98-4 98-58	197,000	197,000	
Salaries, officers and employees	98-4	1,753,000	1,753,000	
Committee employees	98-4	1,674,000	1,674,000	
Members' clerk hire	98-4	5,966,000	5,966,000	
Allowances and expenses	98-4	3,360,000	1,360,000	−$2,000,000
Total, House of Representatives		12,950,000	10,950,000	−2,000,000
JOINT ITEMS				
Joint Economic Committee	98-4	60,000	60,000	
Joint Committee on Printing	98-4	39,000	39,000	
Joint Committee on Taxation	98-4	144,000	144,000	
Education of pages	98-4	22,000	22,000	
Capitol Guide Service	98-4	31,000	31,000	
Total, Joint Items		296,000	296,000	
CONGRESSIONAL BUDGET OFFICE				
Salaries and expenses	98-4	448,000	269,000	−179,000
ARCHITECT OF THE CAPITOL				
Office of the Architect of the Capitol: Salaries and expenses	98-4	217,000	217,000	
Capitol buildings	98-1	261,000	100,000	−161,000
Capitol grounds	98-4	90,000	40,000	−50,000
Senate office buildings	98-4	531,000	480,000	−51,000
House office buildings	98-4	707,000	200,000	−507,000
Capitol power plant	98-4	138,000	50,000	−88,000
Library buildings and grounds: Structural and mechanical care	98-4	157,000	80,000	−77,000
Total, Architect of the Capitol		2,101,000	1,167,000	−934,000
LIBRARY OF CONGRESS				
Salaries and expenses	98-4	4,437,000	3,937,000	−500,000
Copyright Office: Salaries and expenses	98-4	680,000	180,000	−500,000
Congressional Research Service: Salaries and expenses	98-4	1,689,000	1,389,000	−300,000
Books for the blind and physically handicapped: Salaries and expenses	98-4	170,000		−170,000
Collection and Distribution of Library Materials *(Special Foreign Currency Program)*	98-4	18,000		−18,000
Total, Library of Congress		6,994,000	5,506,000	−1,488,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
GENERAL ACCOUNTING OFFICE				
Salaries and expenses	98-4	$9,350,000	$7,765,000	-$1,585,000
BOTANIC GARDEN				
Salaries and expenses	98-4	70,000	70,000	
COPYRIGHT ROYALTY TRIBUNAL				
Salaries and expenses	98-4	35,000	20,000	-15,000
OFFICE OF TECHNOLOGY ASSESSMENT				
Salaries and expenses	98-4 98-50	396,000	344,000	-52,000
Total, Legislative Branch		41,568,000	35,315,000	-6,253,000
THE JUDICIARY				
SUPREME COURT OF THE UNITED STATES				
Salaries and expenses	98-4	480,000		-480,000
Care of the building and grounds	98-4	36,000		-36,000
Total, Supreme Court of the United States		516,000		-516,000
UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT				
Salaries and expenses	98-4	146,000	97,000	-49,000
UNITED STATES COURT OF INTERNATIONAL TRADE				
Salaries and expenses	98-4	180,000	129,000	-51,000
COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES				
Salaries of Judges	98-4	2,510,000	2,510,000	
Salaries of Supporting Personnel	98-4	16,800,000	6,250,000	-10,550,000
(By transfer)			*(9,000,000)*	*(+9,000,000)*
Defender Services	98-4	700,000	600,000	-100,000
Bankruptcy Courts, Salaries and Expenses	98-4 98-50	4,100,000	4,100,000	
Total, Courts of Appeals, District Courts, and other Judicial Services		24,110,000	13,460,000	-10,650,000
ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS				
Salaries and expenses	98-4	860,000	660,000	-200,000
FEDERAL JUDICIAL CENTER				
Salaries and expenses	98-4	171,000	66,000	-105,000
Total, The Judiciary		25,983,000	14,412,000	-11,571,000
EXECUTIVE OFFICE OF THE PRESIDENT				
White House Office: Salaries and expenses	98-4	640,000	565,000	-75,000
Executive Residence at the White House: Operating expenses	98-4	149,000	149,000	

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
Special assistance to the President: Salaries and expenses	98-4	$31,000		−$31,000
Council of Economic Advisers: Salaries and expenses	98-4	77,000	$77,000	
Office of Policy Development: Salaries and expenses	98-4	112,000	112,000	
National Security Council: Salaries and expenses	98-4	164,000	164,000	
Office of Administration: Salaries and expenses	98-4	204,000	204,000	
Office of Management and Budget: Salaries and expenses	98-4	1,318,000	1,318,000	
Office of Federal Procurement Policy: Salaries and expenses	98-4	95,000	95,000	
Office of Science and Technology Policy: Salaries and expenses	98-4	73,000	24,000	−49,000
Office of the United States Trade Representative: Salaries and expenses	98-4	409,000	409,000	
Total, Executive Office of the President		3,272,000	3,117,000	155,000
FUNDS APPROPRIATED TO THE PRESIDENT				
International Development Assistance: Operating expenses of the Agency for International Development	98-4	9,938,000	9,938,000	
DEPARTMENT OF AGRICULTURE				
Office of the Secretary	98-4	318,000	318,000	
Departmental administration	98-4	524,000	524,000	
Office of Governmental and Public Affairs	98-4	206,000	206,000	
Office of Congressional Affairs	98-4	10,000	10,000	
Office of the Inspector General	98-4	273,000	273,000	
(Transfer from Food Stamp Program)	98-4	*(555,000)*	*(555,000)*	
Office of the General Counsel	98-4	686,000	686,000	
Agricultural Research Service	98-4	6,442,000	6,442,000	
National Agricultural Library	98-4	111,000	111,000	
Economic Research Service	98-4	1,028,000	1,028,000	
Statistical Reporting Service	98-4	1,061,000	1,061,000	
World Agricultural Outlook Board	98-4	60,000	60,000	
Foreign Agricultural Service	98-4	605,000	605,000	
Office of International Cooperation and Development	98-4	45,000	45,000	
Office of Rural Development Policy	98-4	30,000	30,000	
Federal Crop Insurance Corporation: Administrative and operating expenses	98-4	991,000	991,000	
Rural Electrification Administration: Salaries and expenses	98-4	581,000	581,000	
Farmers Home Administration: Salaries and expenses	98-4	9,791,000	9,791,000	
Soil Conservation Service:				
Conservation operations *(by transfer)*	98-4	*(9,776,000)*		*(−9,776,000)*
Conservation operations			9,776,000	+9,776,000
River Basin Surveys and Investigations *(by transfer)*	98-4	*(351,000)*		*(−351,000)*
River Basin Surveys and Investigations			351,000	+351,000
Watershed planning *(by transfer)*	98-4	*(202,000)*		*(−202,000)*
Watershed planning			202,000	+202,000
Federal Grain Inspection Service: Salaries and expenses	98-4	179,000	179,000	

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
Agricultural Marketing Service:				
Marketing services	98-4	$3,032,000	$1,132,000	−$1,900,000
Transportation Office	98-4	49,000	49,000	
Funds for strengthening markets, income and supply (sec. 32) *(increase in limitation)*	98-4	*(170,000)*	*(170,000)*	
Food Safety and Inspection Service:				
Salaries and expenses	98-4	12,520,000	12,520,000	
Food and Nutrition Service:				
Food program administration	98-4	313,000	313,000	
Human Nutrition Information Service	98-4	56,000	56,000	
Animal and Plant Health Inspection Service	98-4	3,600,000	3,600,000	
Packers and Stockyards Administration	98-4	166,000	166,000	
Agricultural Stabilization and Conservation Service:				
Salaries and expenses *(by transfer from Commodity Credit Corporation)*			*(12,400,000)*	*(+12,400,000)*
Forest Service:				
Forest research	98-4	1,651,000	2,651,000	+1,000,000
State and private forestry	98-4	357,000	507,000	+150,000
National forest system	98-4	18,941,000	23,441,000	+4,500,000
Construction	98-4	4,135,000	4,135,000	
Total, Forest Service		25,084,000	30,734,000	+5,650,000
Total, Department of Agriculture		67,761,000	81,840,000	+14,079,000
DEPARTMENT OF COMMERCE				
GENERAL ADMINISTRATION				
Salaries and expenses	98-4	1,232,000	930,000	−302,000
BUREAU OF THE CENSUS				
Salaries and expenses	98-4	2,685,000	2,680,000	−5,000
Periodic censuses and programs	98-4	1,651,000	1,650,000	−1,000
Total, Bureau of the Census		4,336,000	4,330,000	−6,000
ECONOMIC AND STATISTICAL ANALYSIS				
Salaries and expenses	98-4	1,333,000	665,000	−668,000
INTERNATIONAL TRADE ADMINISTRATION				
Operations and administration			3,800,000	+3,800,000
MINORITY BUSINESS DEVELOPMENT AGENCY				
Minority business development	98-4	446,000		−446,000
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION				
Operations, research, and facilities			23,828,000	+23,828,000
(By transfer)	98-4	*(2,000,000)*	*(4,000,000)*	*(+2,000,000)*
PATENT AND TRADEMARK OFFICE				
Salaries and expenses	98-4	4,658,000	4,640,000	−18,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION--Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
NATIONAL BUREAU OF STANDARDS				
Scientific and technical research and services	98-4	$2,737,000	$2,730,000	−$7,000
Total, Department of Commerce		14,742,000	40,923,000	+26,181,000
DEPARTMENT OF DEFENSE—CIVIL				
DEPARTMENT OF THE ARMY				
CEMETERIAL EXPENSES, ARMY				
Salaries and expenses	98-4	68,000		−68,000
CORPS OF ENGINEERS—CIVIL				
Operation and maintenance, general	98-4	13,700,000	13,700,000	
General expenses	98-4	4,100,000	4,100,000	
Total, Corps of Engineers—Civil		17,800,000	17,800,000	
SOLDIERS' AND AIRMEN'S HOME				
Operation and maintenance	98-4	341,000	341,000	
Total, Department of Defense—Civil		18,209,000	18,141,000	−68,000
DEPARTMENT OF ENERGY				
Energy Information Administration	98-4	946,000	2,182,000	+1,236,000
Economic regulation	98-4	875,000	560,000	+315,000
Total, Department of Energy		1,821,000	2,742,000	+921,000
DEPARTMENT OF HEALTH AND HUMAN SERVICES				
FOOD AND DRUG ADMINISTRATION				
Salaries and expenses			714,000	+714,000
(By transfer)	98-4	*(12,596,000)*	*(11,882,000)*	*(−714,000)*
HEALTH RESOURCES AND SERVICES ADMINISTRATION				
Health resources and services	98-4	4,075,000	3,475,000	−600,000
(By transfer)	98-4	*(4,381,000)*	*(4,425,000)*	*(+44,000)*
Indian health services	98-4	7,574,000	14,274,000	+6,700,000
(By transfer)	98-4	*(6,700,000)*		*(−6,700,000)*
Total, Health Resources and Services Administration		11,649,000	17,749,000	+6,100,000
CENTERS FOR DISEASE CONTROL				
Preventive Health Services	98-4	2,936,000	4,590,000	+1,654,000
(By transfer)	98-4	*(3,054,000)*	*(1,400,000)*	*(−1,654,000)*
NATIONAL INSTITUTES OF HEALTH				
National Cancer Institute			766,000	+766,000
National Heart, Lung, and Blood Institute			484,000	+484,000
National Institute of Dental Research			432,000	+432,000
National Institute of Arthritis, Diabetes, and Digestive and Kidney Diseases			1,310,000	+1,310,000
National Institute of Neurological and Communicative Disorders and Stroke			800,000	+800,000
National Institute of Allergy and Infectious Diseases			1,048,000	+1,048,000
National Institute of General Medical Sciences			252,000	+252,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
National Institute of Child Health and Human Development			$669,000	+$669,000
National Eye Institute			340,000	+340,000
National Institute of Environmental Health Sciences			500,000	+500,000
Research resources			113,000	+113,000
John E. Fogarty International Center for Advanced Study in the Health Sciences *(by transfer)*	98-4	*($163,000)*		*(−163,000)*
National Library of Medicine *(by transfer)*	98-50 98-4	*(1,071,000)*	*(359,000)*	*(−712,000)*
Office of the Director *(by transfer)*	98-50 98-4	*(1,065,000)*	*(1,065,000)*	
Total, National Institutes of Health			6,714,000	+6,714,000
ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION				
Alcohol, drug abuse, and mental health			1,388,000	+1,388,000
St. Elizabeths Hospital *(by transfer)*	98-4	*(5,901,000)*	*(5,901,000)*	
ASSISTANT SECRETARY FOR HEALTH				
Health service management			1,125,000	+1,125,000
(By transfer)	98-4	*(2,262,000)*	*(875,000)*	*(−1,387,000)*
HEALTH CARE FINANCING ADMINISTRATION				
Program management	98-4	1,654,000	1,654,000	
(Trust fund transfer)	98-4	*(3,200,000)*	*(3,200,000)*	
SOCIAL SECURITY ADMINISTRATION				
Assistance Payments Program			500,000	+500,000
(By transfer)	98-4	*(500,000)*		*(−500,000)*
Limitation on Administrative Expenses *(increase in limitation)*	98-4	*(103,434,000)*	*(103,434,000)*	
OFFICE OF HUMAN DEVELOPMENT SERVICES				
Human Development Services *(by transfer)*	98-4	*(1,414,000)*		*(−1,414,000)*
Total, Department of Health and Human Services		16,239,000	34,434,000	+18,195,000
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT				
MANAGEMENT AND ADMINISTRATION				
Salaries and expenses, by transfer FHA *(increase in limitation on FHA corporate funds for transfer)*	98-4	*(10,000,000)*	*(10,000,000)*	
DEPARTMENT OF THE INTERIOR				
BUREAU OF LAND MANAGEMENT				
Management of lands and resources	98-4	4,595,000	4,595,000	
Oregon and California grant lands	98-4	657,000	657,000	
Total, Bureau of Land Management		5,252,000	5,252,000	

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
BUREAU OF RECLAMATION				
Construction program	98-4	$2,605,000	$2,605,000	
General investigations	98-4	397,000	397,000	
Operation and maintenance	98-4	1,658,000	1,658,000	
General administrative expenses	98-4	799,000	799,000	
Total, Bureau of Reclamation		5,459,000	5,459,000	
UNITED STATES FISH AND WILDLIFE SERVICE				
Resource management	98-4	1,530,000	4,030,000	+$2,500,000
NATIONAL PARK SERVICE				
Operation of the national park system	98-4	9,019,000	12,019,000	+3,000,000
National recreation and preservation	98-4	168,000	168,000	
John F. Kennedy Center for the Performing Arts	98-4	89,000	89,000	
Total, National Park Service		9,276,000	12,276,000	+3,000,000
GEOLOGICAL SURVEY				
Surveys, investigations and research	98-4	6,895,000	8,395,000	+1,500,000
MINERALS MANAGEMENT SERVICE				
Minerals and royalty management	98-4	1,989,000	1,989,000	
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT				
Regulation and technology	98-4	522,000	522,000	
BUREAU OF MINES				
Mines and minerals	98-4	1,515,000	1,515,000	
BUREAU OF INDIAN AFFAIRS				
Operation of Indian programs	98-4	7,469,000	7,469,000	
OFFICE OF TERRITORIAL AND INTERNATIONAL AFFAIRS				
Administration of territories	98-4	39,000	39,000	
Trust Territory of the Pacific Islands	98-4	30,000	30,000	
Total, Office of Territorial Affairs		69,000	69,000	
OFFICE OF THE SOLICITOR				
Salaries and expenses	98-4	663,000	663,000	
OFFICE OF THE SECRETARY				
Departmental management	98-4	998,000	998,000	
OFFICE OF THE INSPECTOR GENERAL				
Salaries and expenses	98-4	400,000	400,000	
Total, Department of the Interior		42,037,000	49,037,000	+7,000,000
DEPARTMENT OF JUSTICE				
GENERAL ADMINISTRATION				
Salaries and expenses	98-4	1,831,000	1,800,000	−31,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
UNITED STATES PAROLE COMMISSION				
Salaries and expenses	98-4	$216,000	$216,000	
LEGAL ACTIVITIES				
Salaries and expenses, general legal activities	98-4	4,720,000	4,700,000	−$20,000
Salaries and expenses, Antitrust Division	98-4	1,133,000	1,100,000	−33,000
Salaries and expenses, Foreign Claims Settlement Commission	98-4	28,000		−28,000
Salaries and expenses, United States Attorneys and Marshals	98-4	10,810,000	10,500,000	−310,000
Salaries and expenses, Community Relations Service	98-4	203,000	100,000	−103,000
Total, Legal Activities		16,894,000	16,400,000	−494,000
FEDERAL BUREAU OF INVESTIGATION				
Salaries and expenses	98-4	28,165,000	28,100,000	−65,000
DRUG ENFORCEMENT ADMINISTRATION				
Salaries and expenses	98-4	7,334,000	7,334,000	
IMMIGRATION AND NATURALIZATION SERVICE				
Salaries and expenses	98-4	11,263,000	11,200,000	−63,000
FEDERAL PRISON SYSTEM				
Salaries and expenses	98-4	10,373,000	10,300,000	−73,000
Federal Prison Industries, Incorporated: *(Increase in limitation on administrative and vocational training expenses)*	98-4	*(222,000)*	*(200,000)*	*(−22,000)*
OFFICE OF JUSTICE ASSISTANCE, RESEARCH AND STATISTICS				
Research and statistics *(by transfer)*	98-4	*(392,000)*	*(392,000)*	
Total, Department of Justice		76,076,000	75,350,000	−726,000
DEPARTMENT OF LABOR				
EMPLOYMENT AND TRAINING ADMINISTRATION				
Program administration	98-4	2,652,000	752,000	−1,900,000
(Trust fund transfer)	98-4	*(819,000)*	*(819,000)*	
EMPLOYMENT STANDARDS ADMINISTRATION				
Salaries and expenses	98-4	4,390,000	3,866,000	−524,000
(Trust fund transfer)	98-4	*(27,000)*	*(27,000)*	
Black lung disability trust fund	98-4	368,000		−368,000
Total, Employment Standards Administration		4,758,000	3,866,000	−892,000
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION				
Salaries and expenses *(by transfer)*	98-4	*(1,393,000)*	*(1,393,000)*	

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
BUREAU OF LABOR STATISTICS				
Salaries and expenses	98-4	$3,600,000	$1,600,000	−$2,000,000
DEPARTMENTAL MANAGEMENT				
Salaries and expenses	98-4	400,000	400,000	
(Trust fund transfer)	98-4	*(400,000)*	*(400,000)*	
Total, Department of Labor		11,410,000	6,618,000	−4,792,000
(Trust fund transfer)		*(1,246,000)*	*(1,246,000)*	
DEPARTMENT OF STATE				
ADMINISTRATION OF FOREIGN AFFAIRS				
Salaries and expenses	98-4	13,642,000	13,600,000	−42,000
(By transfer)	98-4	*(8,111,000)*	*(8,111,000)*	
INTERNATIONAL COMMISSIONS				
International Boundary and Water Commission, United States and Mexico: Salaries and expenses	98-4	174,000	174,000	
Total, Department of State		13,816,000	13,774,000	−42,000
DEPARTMENT OF TRANSPORTATION				
OFFICE OF THE SECRETARY				
Salaries and expenses	98-4	1,040,000	400,000	−640,000
COAST GUARD				
Headquarters administration	98-4	2,700,000		−2,700,000
(By transfer)			*(2,650,000)*	*(+2,650,000)*
Operating expenses	98-4	12,578,000		−12,578,000
(By transfer)			*(10,000,000)*	*(+10,000,000)*
Total, Coast Guard		15,278,000		−15,278,000
FEDERAL AVIATION ADMINISTRATION				
Headquarters administration	98-4	1,529,000	1,400,000	−129,000
Operations	98-4	28,311,000	16,700,000	−11,611,000
Operation and maintenance, Metropolitan Washington Airports *(by transfer)*	98-4	*(500,000)*	*(500,000)*	
Total, Federal Aviation Administration		29,840,000	18,100,000	−11,740,000
FEDERAL HIGHWAY ADMINISTRATION				
Limitation on general operating expenses *(increase in limitation)*	98-4	*(2,743,000)*	*(2,000,000)*	*(−743,000)*
Motor carrier safety	98-4	209,000	200,000	−9,000
NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION				
Operations and research	98-4	600,000		−600,000
(By transfer)			*(300,000)*	*(+300,000)*

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
FEDERAL RAILROAD ADMINISTRATION				
Office of the Administrator	98-4	$452,000	....	−$452,000
(By transfer)		....	*($225,000)*	*(+225,000)*
URBAN MASS TRANSPORTATION ADMINISTRATION				
Administrative expenses	98-4	334,602	325,602	−9,000
(By transfer)	98-4	*(204,398)*	*(204,398)*	....
SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION				
Limitation on administrative expenses *(increase in limitation)*	98-4	*(24,000)*	*(24,000)*	....
OFFICE OF THE INSPECTOR GENERAL				
Salaries and expenses	98-4	409,000	409,000	....
Total, Department of Transportation		48,162,602	19,434,602	−28,728,000
DEPARTMENT OF THE TREASURY				
Office of the Secretary:				
Salaries and expenses	98-4	1,295,000	1,295,000	....
(By transfer)	98-4	*(242,000)*	*(242,000)*	....
International affairs	98-4	731,000	731,000	....
Federal Law Enforcement Training Center:				
Salaries and expenses	98-4	306,000	306,000	....
(By transfer)	98-4	*(45,000)*	*(45,000)*	....
Bureau of Government Financial Operations:				
Chrysler Corporation loan guarantee program, administrative expenses	98-4	11,000	....	−11,000
Bureau of Alcohol, Tobacco and Firearms:				
Salaries and expenses *(by transfer)*	98-4	*(2,492,000)*	*(2,492,000)*	....
United States Customs Service: Salaries and expenses	98-4	17,617,000	17,617,000	....
Internal Revenue Service:				
Salaries and expenses	98-4	7,402,000	8,443,000	+1,041,000
Taxpayer service and returns processing	98-4	17,320,000	1,827,000	−15,493,000
Examinations and appeals	98-4	39,815,000	48,352,000	+8,537,000
Investigation and collections	98-4	30,285,000	36,200,000	+5,915,000
Total, Internal Revenue Service		94,822,000	94,822,000	....
United States Secret Service: Salaries and expenses	98-4	5,462,000	5,462,000	....
Office of Revenue Sharing: Salaries and expenses	98-4	255,000	255,000	....
Total, Department of the Treasury		120,499,000	120,488,000	−11,000
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION				
Research and program management	98-50	30,150,000	28,500,000	−1,650,000
VETERANS ADMINISTRATION				
Medical care	98-4	181,445,000	180,168,000	−1,277,000
Medical and prosthetic research	98-4	2,174,000	2,174,000	....
Medical administration and miscellaneous operating expenses	98-4	613,000	613,000	....

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (–), appropriations compared with estimates
General operating expenses	98-4	$3,152,000	$2,152,000	–$1,000,000
Construction, minor projects *(increase in limitation)*			*(686,000)*	*(+686,000)*
Total, Veterans Administration		187,384,000	185,107,000	–2,277,000
OTHER INDEPENDENT AGENCIES				
Administrative Conference of the United States:				
Salaries and expenses	98-4	59,000	59,000	
Advisory Council on Historic Preservation:				
Salaries and expenses	98-4	22,000	22,000	
Arms Control and Disarmament Agency:				
Arms control and disarmament activities	98-4	301,000	300,000	–1,000
Civil Aeronautics Board: Salaries and expenses	98-4	700,000	700,000	
Commission of Fine Arts: Salaries and expenses	98-4	9,000	9,000	
Commission on Civil Rights: Salaries and expenses	98-4	355,000	350,000	–5,000
Committee for Purchase from the Blind and other Severely Handicapped: Salaries and expenses	98-4	9,000	9,000	
Consumer Product Safety Commission:				
Salaries and expenses	98-4	581,000	530,000	–51,000
Equal Employment Opportunity Commission:				
Salaries and expenses	98-4	4,661,000	4,650,000	–11,000
Farm Credit Administration:				
(Increase in limitation on administrative expenses)	98-50	*(232,000)*	*(232,000)*	
Federal Communications Commission:				
Salaries and expenses	98-4	3,119,000	3,100,000	–19,000
Federal Election Commission: Salaries and expenses	98-4	197,000	197,000	
Federal Emergency Management Agency:				
Salaries and expenses	98-4	1,645,000	1,645,000	
Federal Home Loan Bank Board:				
Limitation on administrative expenses *(increase in limitation)*	98-4	*(650,000)*	*(650,000)*	
Limitation on nonadministrative expenses *(increase in limitation)*	98-4 98-50	*(900,000)*	*(400,000)*	*(–500,000)*
Federal Savings and Loan Insurance Corporation:				
Limitation on administrative expenses *(increase in limitation)*	98-4	*(30,000)*	*(30,000)*	
Federal Labor Relations Authority:				
Salaries and expenses	98-4	314,000		–314,000
Federal Maritime Commission: Salaries and expenses	98-4	271,000	270,000	–1,000
Federal Mediation and Conciliation Service:				
Salaries and expenses	98-4	694,000	694,000	
Federal Mine Safety and Health Review Commission:				
Salaries and expenses	98-4	115,000		–115,000
Federal Trade Commission: Salaries and expenses	98-4	1,233,000	3,233,000	+2,000,000
General Services Administration:				
Federal Buildings Fund:				
Limitations on availability of revenue *(increase in limitation)*: Program direction and centralized services	98-4	*(2,275,000)*	*(2,275,000)*	
Federal Supply Service, operating expenses	98-4	4,360,000		–4,360,000
(By transfer)			*(2,000,000)*	*(+2,000,000)*

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H Doc No (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
General Services Administration—Continued:				
Transportation and Public Utilities Service, operating expenses	98-4	$344,000		−$344,000
National Archives and Records Service, operating expenses	98-4	2,129,000		−2,129,000
Automated Data and Telecommunications Service:				
Operating expenses	98-4	1,441,000		−1,441,000
Consumer Information Center	98-4	31,000		−31,000
Federal property resources service, operating expenses	98-4	360,000		−360,000
General management and administration, salaries and expenses	98-4	4,215,000		−4,215,000
Office of Inspector General	98-4	770,000		−770,000
(By transfer)			*($700,000)*	*(+700,000)*
Total, General Services Administration		13,650,000		−13,650,000
Intergovernmental Agencies:				
Advisory Commission on Intergovernmental Relations: Salaries and expenses	98-4	40,000	40,000	
Delaware and Susquehanna River Basin Commissions:				
Salaries and expenses	98-4	16,000	16,000	
International Trade Commission: Salaries and expenses	98-4 98-50	731,000	500,000	−231,000
Merit Systems Protection Board:				
Salaries and expenses	98-4	452,000	452,000	
Office of the Special Counsel, salaries and expenses	98-4	139,000	139,000	
Total, Merit Systems Protection Board		591,000	591,000	
National Capital Planning Commission:				
Salaries and expenses	98-4	125,000	125,000	
National Foundation on the Arts and the Humanities:				
National endowment for the arts: Salaries and expenses	98-4	233,000		−233,000
National endowment for the humanities: Salaries and expenses	98-4	187,000	187,000	
National Labor Relations Board: Salaries and expenses	98-4	2,569,000	2,000,000	−569,000
National Science Foundation:				
Research and related activities	98-4	1,700,000	1,300,000	−400,000
(Increase in limitation)			*(2,200,000)*	*(+2,200,000)*
Nuclear Regulatory Commission: Salaries and expenses	98-4	3,470,000	2,770,000	−700,000
Office of Personnel Management:				
Salaries and expenses	98-4	1,809,000	1,809,000	
(By transfer)	98-4 98-50	*(1,675,000)*	*(1,675,000)*	
Railroad Retirement Board:				
Railroad retirement account *(increase in limitation)*	98-4	*(699,000)*	*(699,000)*	
Securities and Exchange Commission:				
Salaries and expenses	98-4	1,300,000	1,650,000	+350,000
Small Business Administration: Salaries and expenses	98-4	3,780,000	6,580,000	+2,800,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

TITLE II—INCREASED PAY COSTS—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
Smithsonian Institution:				
Salaries and expenses	98-4	$2,390,000	$2,890,000	+$500,000
Salaries and expenses, National Gallery of Art	98-4	409,000	259,000	−150,000
Salaries and expenses, Woodrow Wilson International Center for Scholars	98-4	20,000	20,000	
Total, Smithsonian Institution		2,819,000	3,169,000	+350,000
Selective Service System: Salaries and expenses	98-4	564,000	400,000	−164,000
Total, Other Independent Agencies		47,869,000	36,905,000	−10,964,000
Other Temporary Commissions:				
Navajo and Hopi Indian Relocation Commission: Salaries and expenses	98-4	26,000	26,000	
United States Holocaust Memorial Council: Holocaust Memorial Council	98-4	16,000	16,000	
United States Information Agency: Salaries and expenses	98-4	9,510,000	8,810,000	−700,000
United States Tax Court: Salaries and expenses	98-4	517,000	517,000	
TITLE II—INCREASED PAY COSTS				
Total:				
New budget *(obligational)* authority		787,005,602	785,444,602	−1,561,000
(Increase in limitations)		*(111,209,000)*	*(112,830,000)*	*(+1,621,000)*
(Limitation on corporate funds)		*(10,000,000)*	*(10,000,000)*	
(Trust fund transfer)		*(4,446,000)*	*(4,446,000)*	
(By transfer)		*(67,045,398)*	*(70,391,398)*	*(+3,346,000)*
(Transfer from Commodity Credit Corporation)			*(12,400,000)*	*(+12,400,000)*
TITLE IV				
GENERAL PROVISIONS				
Sec. 403 Agency for International Development *(reappropriation)*	98-58	100,000,000	100,000,000	

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

SUMMARY

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—GENERAL SUPPLEMENTALS				
Chapter I:				
Agriculture:				
New budget *(obligational)* authority		$1,316,156,000	$1,361,799,000	+$45,643,000
(Transfer from Commodity Credit Corporation)			*(585,000)*	*(+585,000)*
(Limitation on direct loans)			*(25,000,000)*	*(+25,000,000)*
(Limitation on guaranteed loans)			*(50,000,000)*	*(+50,000,000)*
Chapter II:				
Commerce, Justice, State and the Judiciary:				
New budget *(obligational)* authority		307,084,000	308,700,000	+1,616,000
(By transfer)		*(204,643,000)*		*(−204,643,000)*
(Limitation on direct loans)		*(−11,884,000)*		*(+11,884,000)*
(Limitation on guaranteed loans)		*(−100,000,000)*		*(+100,000,000)*
Chapter III:				
Defense:				
New budget *(obligational)* authority		493,270,000	469,770,000	−23,500,000
(Liquidate contract authority)		*(25,000,000)*	*(25,000,000)*	
Chapter IV:				
Energy and Water Development:				
New budget *(obligational)* authority		21,288,000	89,288,000	+68,000,000
(By transfer)		*(140,000,000)*		*(−140,000,000)*
Chapter V:				
Foreign Operations:				
New budget *(obligational)* authority		798,134,000	667,209,000	−130,925,000
(By transfer)			*(20,000,000)*	*(+20,000,000)*
(Loan guarantee)		*(525,000,000)*	*(293,500,000)*	*(−231,500,000)*
(Limitation on direct loans)		*(96,000,000)*		*(−96,000,000)*
(Limitation on guaranteed loans)		*(20,000,000)*		*(−20,000,000)*
Chapter VI:				
Housing & Urban Development—Independent Agencies:				
New budget *(obligational)* authority *(net)*		265,680,000	338,083,000	+72,403,000
Appropriations		(265,680,000)	(280,680,000)	(+15,000,000)
Contract authority, indefinite			(1,636,634,000)	(+1,636,634,000)
Rescission of contract authority, indefinite		(−1,579,231,000)	(−1,579,231,000)	[1](−1,579,231,000)
(By transfer)		*(11,000,000)*		*(−11,000,000)*
(Limitation on contract authority, indefinite)		*(−32,031,000)*	*(113,591,000)*	*(+145,622,000)*
(Increase in limitation on administrative expenses)			*(2,000,000)*	*(+2,000,000)*
(Limitation on guaranteed loans)		*(5,000,000,000)*	*(5,000,000,000)*	
(Deferral)			*(−69,000,000)*	*(−69,000,000)*
Chapter VII:				
Interior and Related Agencies:				
New budget *(obligational)* authority *(net)*		138,974,000	203,049,000	+64,075,000
Appropriations		(138,974,000)	(233,049,000)	(+94,075,000)
Rescission of contract authority			(−30,000,000)	(−30,000,000)
(By transfer)			*(24,000,000)*	*(+24,000,000)*
(Deferral)			*(−87,600,000)*	*(−87,600,000)*

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[1] Reflects actual rescission rather than comparison with proposed rescission.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

SUMMARY—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
Chapter VIII:				
Labor, Health and Human Services, and Education:				
New budget *(obligational)* authority		$2,108,466,000	$2,256,136,000	+$147,670,000
Chapter IX:				
Legislative Branch:				
New budget *(obligational)* authority		212,065,000	96,525,600	−115,539,400
Appropriations		(212,046,000)	(96,506,600)	(−115,539,400)
Reappropriation		(19,000)	(19,000)	
Chapter X:				
Transportation:				
New budget *(obligational)* authority		45,375,000	44,778,635	−596,365
Appropriations		(72,330,000)	(69,977,635)	(−2,352,365)
Appropriation for debt reduction		(−26,955,000)	(−25,599,000)	(+1,356,000)
Reappropriation			(400,000)	(+400,000)
(Appropriation to liquidate contract authority)		*(363,000,000)*	*(365,500,000)*	*(+2,500,000)*
(Limitation on borrowing authority)		*(250,000,000)*	*(150,000,000)*	*(−100,000,000)*
(Limitation on obligations)		*(55,000,000)*	*(9,250,000)*	*(−45,750,000)*
Chapter XI:				
Treasury, Postal Service & General Government:				
New budget *(obligational)* authority		344,081,430	344,682,430	+601,000
(Limitation on availability of revenue)		*(8,102,000)*	*(8,102,000)*	
Chapter XII:				
District of Columbia:				
District of Columbia funds *(net)*		*(−22,023,200)*	*(−22,023,200)*	
TITLE I—GENERAL SUPPLEMENTALS				
Total:				
New budget *(obligational)* authority *(net)*		6,050,573,430	6,180,020,665	+129,447,235
Appropriations		(6,077,509,430)	(6,177,797,665)	(+100,288,235)
Reappropriation		(19,000)	(419,000)	(+400,000)
Appropriations for debt reduction		(−26,955,000)	(−25,599,000)	(+1,356,000)
Contract authority, indefinite			(1,636,634,000)	(+1,636,634,000)
Rescission of contract authority, indefinite		(−1,579,231,000)	(−1,609,231,000)	[1](−1,609,231,000)
(Deferral)			*(−156,600,000)*	*(−156,600,000)*
(Liquidate contract authority)		*(388,000,000)*	*(390,500,000)*	*(+2,500,000)*
(By transfer)		*(356,143,000)*	*(44,500,000)*	*(−311,643,000)*
(Transfer from Commodity Credit Corporation)			*(585,000)*	*(+585,000)*
(Limitation on annual contract authority, indefinite)			*(145,622,000)*	*(+145,622,000)*
(Limitation on annual contract authority, indefinite—rescissions)		*(−32,031,000)*	*(−32,031,000)*	[1]*(−32,031,000)*
(Limitation on obligations)		*(55,000,000)*	*(9,250,000)*	*(−45,750,000)*
(Limitation on borrowing authority)		*(250,000,000)*	*(150,000,000)*	*(−100,000,000)*
(Increase in limitation on administrative expenses)			*(2,000,000)*	*(+2,000,000)*
(Loan guarantee)		*(525,000,000)*	*(293,500,000)*	*(−231,500,000)*
(District of Columbia funds)		*(−22,023,200)*	*(−22,023,200)*	
(Change in limitation on direct loans)		*(84,116,000)*	*(25,000,000)*	*(−59,116,000)*
(Change in limitation on guaranteed loans)		*(4,920,000,000)*	*(5,050,000,000)*	*(+130,000,000)*
(Limitation on availability of revenue)		*(8,102,000)*	*(8,102,000)*	

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[1] Reflects actual rescission rather than comparison with proposed rescission.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1983, PUBLIC LAW 98-63, APPROVED JULY 30, 1983—Continued

SUMMARY—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1983	New budget (obligational) authority appropriated, 1983	Increase (+) or decrease (−), appropriations compared with estimates
TITLE II—INCREASED PAY COSTS				
Total:				
New budget *(obligational)* authority		$787,005,602	$785,444,602	−$1,561,000
(Increase in limitations)		*(111,209,000)*	*(112,830,000)*	*(+1,621,000)*
(Limitation on corporate funds)		*(10,000,000)*	*(10,000,000)*	
(Section 32—increase in limitation)		*(170,000)*	*(170,000)*	
(Trust fund transfer)		*(4,446,000)*	*(4,446,000)*	
(By transfer)		*(67,045,398)*	*(70,391,398)*	*(+3,346,000)*
(Transfer from Commodity Credit Corporation)			*(12,400,000)*	*(+12,400,000)*
TITLE IV—GENERAL PROVISIONS				
Total:				
New budget *(obligational)* authority *(reappropriation)*		100,000,000	100,000,000	
GRAND TOTAL				
Total:				
New budget *(obligational)* authority *(net)*		6,937,579,032	7,065,465,267	+127,886,235
Appropriations		(6,864,515,032)	(6,963,242,267)	(+98,727,235)
Reappropriation		(100,019,000)	(100,419,000)	(+400,000)
Appropriations for debt reduction		(−26,955,000)	(−25,599,000)	(+1,356,000)
Contract authority, indefinite			(1,636,634,000)	(+1,636,634,000)
Rescission of contract authority, indefinite		(−1,579,231,000)	(−1,609,231,000)	[1](−1,609,231,000)
(Deferral)			*(−156,600,000)*	*(−156,600,000)*
(Liquidate contract authority)		*(388,000,000)*	*(390,500,000)*	*(+2,500,000)*
(By transfer)		*(423,188,398)*	*(114,891,398)*	*(−308,297,000)*
(Transfer from Commodity Credit Corporation)			*(12,985,000)*	*(+12,985,000)*
(Increase in limitations)		*(111,209,000)*	*(112,830,000)*	*(+1,621,000)*
(Section 32—increase in limitation)		*(170,000)*	*(170,000)*	
(Limitation on obligations)		*(55,000,000)*	*(9,250,000)*	*(−45,750,000)*
(Limitation on borrowing authority)		*(250,000,000)*	*(150,000,000)*	*(−100,000,000)*
(Limitation on corporate funds)		*(10,000,000)*	*(10,000,000)*	
(Increase in limitation on administrative expenses)			*(2,000,000)*	*(+2,000,000)*
(Loan guarantee)		*(525,000,000)*	*(293,500,000)*	*(−231,500,000)*
(Trust fund transfer)		*(4,446,000)*	*(4,446,000)*	
(District of Columbia funds)		*(−22,023,200)*	*(−22,023,200)*	
(Limitation on annual contract authority, indefinite)			*(145,622,000)*	*(+145,622,000)*
(Limitation on annual contract authority, indefinite—rescissions)		*(−32,031,000)*	*(−32,031,000)*	[1]*(−32,031,000)*
(Change in limitation on direct loans)		*(84,116,000)*	*(25,000,000)*	*(−59,116,000)*
(Change in limitation on guaranteed loans)		*(4,920,000,000)*	*(5,050,000,000)*	*(+130,000,000)*
(Limitation on availability of revenue)		*(8,102,000)*	*(8,102,000)*	

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[1] Reflects actual rescission rather than comparison with proposed rescission.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

AGRICULTURE, RURAL DEVELOPMENT, AND RELATED AGENCIES APPROPRIATION ACT, 1984, (H.R. 3223)

[NOTE.—The Department of Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 (H.R. 3223), was not approved by the Congress. The conference report (House Report No. 98–450) was filed in the House of Representatives on October 27, 1983, but did not advance in the legislative process. Budget authority for programs and activities normally included in this bill has been provided through two sequential continuing appropriations: Sec. 101(b) of Public Law 98–107, and Sec. 101(d) of Public Law 98–151 which provides funding at the levels agreed to by the conferees. These levels are reflected in the following table (see pp. 504–505, this volume, for text of Sec. 101(b) of Public Law 98–107, and p. 521 for text of Sec. 101(d) of Public Law 98–151).]

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—AGRICULTURAL PROGRAMS			
PRODUCTION, PROCESSING AND MARKETING			
Office of the Secretary	$5,045,000	$5,045,000	
Standard Level User Charges, USDA	69,402,000	64,270,000	−$5,132,000
Advisory Committees, USDA	1,398,000	1,398,000	
Departmental Administration	17,819,000	17,999,000	+180,000
Office of Congressional Affairs	477,000	477,000	
Office of Governmental and Public Affairs	7,092,000	6,930,000	−162,000
Office of the Inspector General	29,754,000	29,211,000	−543,000
(Transfer from food stamp program)	*(14,825,000)*	*(15,368,000)*	*(+543,000)*
Total, Office of the Inspector General	*(44,579,000)*	*(44,579,000)*	
Office of the General Counsel	14,348,000	14,253,000	−95,000
(Transfer from food stamp program)	*(628,000)*	*(723,000)*	*(+95,000)*
Federal Grain Inspection Service	6,861,000	6,861,000	
Inspection and Weighing Services *(limitation on administrative expenses, from fees collected)*	*(44,313,000)*	*(36,000,000)*	*(−8,313,000)*
Inspection and Weighing Services *(additional capital)*	[2]*(8,000,000)*	[2]*(6,000,000)*	*(−2,000,000)*
Agricultural Research Service	470,410,000	474,278,000	+3,868,000
Special fund *(reappropriation, indefinite)*	2,000,000	2,000,000	
Buildings and facilities		27,725,000	+27,725,000
Scientific activities overseas *(foreign currency program)*	6,149,000	5,000,000	−1,149,000
Cooperative State Research Service	231,715,000	247,655,000	+15,940,000
Extension Service	287,082,000	334,340,000	+47,258,000
National Agricultural Library	9,873,000	9,873,000	
Total, Research and Extension	1,007,229,000	1,100,871,000	+93,642,000
Animal and Plant Health Inspection Service:			
Salaries and expenses	224,740,000	263,238,000	+38,498,000
Buildings and facilities	2,386,000	2,386,000	
Total, Animal & Plant Health Inspection Service	227,126,000	265,624,000	+38,498,000
Food Safety and Inspection Service	333,696,000	333,696,000	
Economic Research Service	45,024,000	43,841,000	−1,183,000
Statistical Reporting Service	55,778,000	53,903,000	−1,875,000
Agricultural Cooperative Service	3,677,000	4,639,000	+962,000
World Agricultural Outlook Board	1,522,000	1,500,000	−22,000
Agricultural Marketing Service:			
Marketing Services	28,925,000	30,729,000	+1,804,000
(Limitation on administrative expenses, from fees collected)	*(30,910,000)*	*(30,910,000)*	
Funds for strengthening markets, income, and supply (Section 32) *(by transfer)*	*(5,840,000)*	*(5,840,000)*	
Payments to States and possessions		1,000,000	+1,000,000
Office of Transportation	2,523,000	2,523,000	
Total, Agricultural Marketing Service	31,448,000	34,252,000	+2,804,000
Packers and Stockyards Administration	9,013,000	9,013,000	
Total, Production, Processing and Marketing	1,866,709,000	1,993,783,000	+127,074,000

See footnotes at end of table, p. 1095.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

AGRICULTURE, RURAL DEVELOPMENT, AND RELATED AGENCIES APPROPRIATION ACT, 1984, (H.R. 3223)—Continued

[NOTE.—The Department of Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 (H.R. 3223), was not approved by the Congress. The conference report (House Report No. 98–450) was filed in the House of Representatives on October 27, 1983, but did not advance in the legislative process. Budget authority for programs and activities normally included in this bill has been provided through two sequential continuing appropriations, Sec. 101(b) of Public Law 98–107, and Sec. 101(d) of Public Law 98–151 which provides funding at the levels agreed to by the conferees. These levels are reflected in the following table (see pp. 504–505, this volume, for text of Sec. 101(b) of Public Law 98–107, and p. 521 for text of Sec. 101(d) of Public Law 98–151).]

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
FARM INCOME STABILIZATION			
Agricultural Stabilization and Conservation Service:			
Salaries and expenses	$51,986,000	$51,986,000	
(Transfer from Commodity Credit Corporation)	*(308,193,000)*	*(358,193,000)*	*(+$50,000,000)*
Total, salaries and expenses, ASCS	*(360,179,000)*	*(410,179,000)*	*(+50,000,000)*
Dairy indemnity program		1,800,000	+1,800,000
Total, Agricultural Stabilization and Conservation Service	51,986,000	53,786,000	+1,800,000
CORPORATIONS			
Federal Crop Insurance Corporation:			
Administrative and operating expenses	278,987,000	200,000,000	−78,987,000
Federal crop insurance corporation fund	194,883,000	110,000,000	−84,883,000
Total, Federal Crop Insurance Corporation	473,870,000	310,000,000	−163,870,000
Commodity Credit Corporation:			
Reimbursement for net realized losses	10,173,636,000	9,673,636,000	−500,000,000
Total, Farm Income Stabilization	10,699,492,000	10,037,422,000	−662,070,000
Total, title I, Agricultural Programs:			
New budget *(obligational)* authority	12,566,201,000	12,031,205,000	−534,996,000
Definite appropriations	(12,564,201,000)	(12,029,205,000)	(−534,996,000)
Indefinite appropriations	(2,000,000)	(2,000,000)	
(By transfer)	*(329,486,000)*	*(380,124,000)*	*(+50,638,000)*
(Limitation on obligations)	*(75,223,000)*	*(66,910,000)*	*(−8,313,000)*
TITLE II—RURAL DEVELOPMENT PROGRAMS			
RURAL DEVELOPMENT ASSISTANCE			
Office of Rural Development Policy:			
Salaries and expenses	2,388,000	2,000,000	−388,000
Farmers Home Administration:			
Rural Housing Insurance Fund:			
Direct loans	*(1,000,000)*	*(24,000,000)*	*(+23,000,000)*
Insured loans	*(299,000,000)*	*(3,261,000,000)*	*(+2,962,000,000)*
Collection and servicing contracts *(limitation on obligations)*	*(10,000,000)*	*(10,000,000)*	
Rent supplement authorization		*(62,000,000)*	*(+62,000,000)*
Reimbursement for interest and other losses	1,508,082,000	1,508,082,000	
Total, Rural Housing Insurance Fund:			
New budget *(obligational)* authority	1,508,082,000	1,508,082,000	
(Loan authorization)	*(300,000,000)*	*(3,347,000,000)*	*(+3,047,000,000)*
(Limitation on obligations)	*(10,000,000)*	*(10,000,000)*	
Agricultural Credit Insurance Fund:			
Real estate loans:			
Insured	*(624,000,000)*	*(662,000,000)*	*(+38,000,000)*
Guaranteed	*(56,000,000)*	*(56,000,000)*	
Total, real estate loans	*(680,000,000)*	*(718,000,000)*	*(+38,000,000)*

See footnotes at end of table, p. 1095.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

AGRICULTURE, RURAL DEVELOPMENT, AND RELATED AGENCIES APPROPRIATION ACT, 1984, (H.R. 3223)—Continued

[NOTE.—The Department of Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 (H.R. 3223), was not approved by the Congress. The conference report (House Report No. 98-450) was filed in the House of Representatives on October 27, 1983, but did not advance in the legislative process. Budget authority for programs and activities normally included in this bill has been provided through two sequential continuing appropriations: Sec. 101(b) of Public Law 98-107; and Sec. 101(d) of Public Law 98-151 which provides funding at the levels agreed to by the conferees. These levels are reflected in the following table (see pp. 504-505, this volume, for text of Sec. 101(b) of Public Law 98-107; and p. 521 for text of Sec. 101(d) of Public Law 98-151).]

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Farmers Home Administration—Continued:			
Agricultural Credit Insurance Fund—Continued:			
Operating loans:			
Insured	*($1,810,000,000)*	*($1,810,000,000)*	
Guaranteed	*(50,000,000)*	*(100,000,000)*	*(+$50,000,000)*
Total, operating loans	*(1,860,000,000)*	*(1,910,000,000)*	*(+50,000,000)*
Emergency disaster loans, *(indefinite)*	[3] *(1,540,000,000)*	[3] *(1,540,000,000)*	
Reimbursement for interest and other losses	895,522,000	895,522,000	
Total, Agricultural Credit Insurance Fund:			
New budget *(obligational)* authority	895,522,000	895,522,000	
(Loan authorization)	*(2,540,000,000)*	*(2,628,000,000)*	*(+88,000,000)*
(Loan authorization, indefinite)	*(1,540,000,000)*	*(1,540,000,000)*	
Rural Development Insurance Fund:			
Water and sewer facility loans	*(250,000,000)*	*(270,000,000)*	*(+20,000,000)*
Industrial development loans:			
Guaranteed		*(300,000,000)*	*(+300,000,000)*
Community facility loans	*(100,000,000)*	*(130,000,000)*	*(+30,000,000)*
Reimbursement for losses	477,829,000	477,829,000	
Total, Rural Development Insurance Fund:			
New budget *(obligational)* authority	477,829,000	477,829,000	
(Loan authorization)	*(350,000,000)*	*(700,000,000)*	*(+350,000,000)*
Rural water and waste disposal grants	90,000,000	90,000,000	
Very low-income housing repair grants		12,500,000	+12,500,000
Rural housing for domestic farm labor	4,393,000	4,393,000	
Mutual and self-help housing		6,000,000	+6,000,000
Rural community fire protection grants		3,250,000	+3,250,000
Compensation for construction defects		2,000,000	+2,000,000
Rural rental assistance payments	62,000,000	49,000,000	−13,000,000
Salaries and expenses	318,445,000	327,149,000	+8,704,000
(Transfer from loan accounts)	*(4,000,000)*	*(4,000,000)*	
Total, salaries and expenses	*(322,445,000)*	*(331,149,000)*	*(+8,704,000)*
Total, Farmers Home Administration	3,356,271,000	3,375,725,000	+19,454,000
Rural Electrification Administration:			
Rural electrification & telephone revolving fund:			
Direct loans:			
Insured loans:			
Electric	[4] *(500,000,000)*	[4] *(850,000,000)*	[4] *(+350,000,000)*
Telephone	[4] *(75,000,000)*	[4] *(250,000,000)*	[4] *(+175,000,000)*
Total, Insured loans	[4] *(575,000,000)*	[4] *(1,100,000,000)*	[4] *(+525,000,000)*

See footnotes at end of table, p. 1095.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

AGRICULTURE, RURAL DEVELOPMENT, AND RELATED AGENCIES APPROPRIATION ACT, 1984, (H.R. 3223)—Continued

[NOTE.—The Department of Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 (H.R. 3223), was not approved by the Congress. The conference report (House Report No. 98-450) was filed in the House of Representatives on October 27, 1983, but did not advance in the legislative process. Budget authority for programs and activities normally included in this bill has been provided through two sequential continuing appropriations: Sec. 101(b) of Public Law 98-107; and Sec. 101(d) of Public Law 98-151 which provides funding at the levels agreed to by the conferees. These levels are reflected in the following table (see pp. 504-505, this volume, for text of Sec. 101(b) of Public Law 98-107, and p. 521 for text of Sec. 101(d) of Public Law 98-151).]

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Rural Electrification Administration—Continued:			
Rural electrification & telephone revolving fund—Cont.:			
Guaranteed loans:			
Electric	[4] *($3,235,000,000)*	[4] *($3,235,000,000)*	
Telephone	[4] *(125,000,000)*	[4] *(125,000,000)*	
Total, Guaranteed loans	[4] *(3,360,000,000)*	[4] *(3,360,000,000)*	
Reimbursement for interest and other losses		[4] *(197,862,000)*	[4] *(+$197,862,000)*
Rural telephone bank		[4] *(30,000,000)*	[4] *(+30,000,000)*
Direct loans *(limitation on obligations)*	[4] *(185,000,000)*	[4] *(185,000,000)*	
Rural communication development fund	375,000	375,000	
Salaries and expenses	29,585,000	29,585,000	
Total, Rural Electrification Administration	29,960,000	29,960,000	
Total, Rural Development Assistance:			
New budget *(obligational)* authority	3,388,619,000	3,407,685,000	+19,066,000
(By transfer)	*(4,000,000)*	*(4,000,000)*	
(Loan authorization)	*(3,190,000,000)*	*(6,675,000,000)*	*(+3,485,000,000)*
(Loan authorization, indefinite)	*(1,540,000,000)*	*(1,540,000,000)*	
(Limitation on obligations)	*(10,000,000)*	*(10,000,000)*	
CONSERVATION			
Soil Conservation Service:			
Conservation operations	341,313,000	346,947,000	+5,634,000
River basin surveys and investigations	13,264,000	15,619,000	+2,355,000
Watershed planning	7,715,000	8,675,000	+960,000
Watershed and flood prevention operations	46,593,000	183,200,000	+136,607,000
(Loan authorization)		*(26,000,000)*	*(+26,000,000)*
Resource conservation and development		26,000,000	+26,000,000
(Loan authorization)		*(4,000,000)*	*(+4,000,000)*
Great Plains conservation program	15,521,000	21,315,000	+5,794,000
Total, Soil Conservation Service	424,406,000	601,756,000	+177,350,000
Agricultural Stabilization and Conservation Service:			
Agricultural conservation program	56,000,000	190,000,000	+134,000,000
Forestry incentives program		12,500,000	+12,500,000
Water bank program		8,800,000	+8,800,000
Total, Agricultural Stabilization and Conservation Service	56,000,000	211,300,000	+155,300,000
Total, Conservation:			
New budget *(obligational)* authority	480,406,000	813,056,000	+332,650,000
(Loan authorization)		*(30,000,000)*	*(+30,000,000)*
Total, title II, Rural Development Programs:			
New budget *(obligational)* authority	3,869,025,000	4,220,741,000	+351,716,000
(By transfer)	*(4,000,000)*	*(4,000,000)*	
(Loan authorization)	*(3,190,000,000)*	*(6,705,000,000)*	*(+3,515,000,000)*
(Loan authorization, indefinite)	*(1,540,000,000)*	*(1,540,000,000)*	
(Limitation on obligations)	*(10,000,000)*	*(10,000,000)*	

See footnotes at end of table, p. 1095.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

AGRICULTURE, RURAL DEVELOPMENT, AND RELATED AGENCIES APPROPRIATION ACT, 1984, (H.R. 3223)—Continued

[NOTE.—The Department of Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 (H.R. 3223), was not approved by the Congress. The conference report (House Report No. 98–450) was filed in the House of Representatives on October 27, 1983, but did not advance in the legislative process. Budget authority for programs and activities normally included in this bill has been provided through two sequential continuing appropriations: Sec. 101(b) of Public Law 98–107; and Sec. 101(d) of Public Law 98–151 which provides funding at the levels agreed to by the conferees. These levels are reflected in the following table (see pp. 504–505, this volume, for text of Sec. 101(b) of Public Law 98–107; and p. 521 for text of Sec. 101(d) of Public Law 98–151).]

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE III—DOMESTIC FOOD PROGRAMS			
Food and Nutrition Service:			
Child nutrition programs [5]	$700,919,000	$705,919,000	+$5,000,000
(Transfer from Sec. 32)	*(2,307,295,000)*	*(2,307,295,000)*	
Total, Child nutrition programs	*(3,008,214,000)*	*(3,013,214,000)*	*(+5,000,000)*
Special milk program	11,720,000	11,920,000	+200,000
Feeding program for Women, Infants and Children (WIC)	1,060,000,000	1,060,000,000	
Commodity supplemental food program (CSFP)	32,600,000	40,150,000	+7,550,000
Food stamp program	10,916,705,000	10,916,705,000	
Nutrition assistance for Puerto Rico	825,000,000	825,000,000	
Food donations programs:			
Needy family program	50,061,000	50,061,000	
Elderly feeding program [6]	100,000,000	116,875,000	+16,875,000
Total, Food donations programs	150,061,000	166,936,000	+16,875,000
Temporary emergency food assistance program [7]	[7] 50,000,000	[7] 50,000,000	
Food program administration	80,387,000	81,352,000	+965,000
Total, Food and Nutrition Service	13,827,392,000	13,857,982,000	+30,590,000
Human Nutrition Information Service	6,564,000	6,564,000	
Total, title III, Domestic Food Programs:			
New budget *(obligational)* authority	13,833,956,000	13,864,546,000	+30,590,000
(By transfer)	*(2,307,295,000)*	*(2,307,295,000)*	
TITLE IV—INTERNATIONAL PROGRAMS			
Foreign Agricultural Service	85,217,000	83,717,000	−1,500,000
General Sales Manager *(transfer from Commodity Credit Corporation)*	*(5,904,000)*	*(5,904,000)*	
Public Law 480:			
Title I and III—Credit sales	402,000,000	402,000,000	
Title II—Commodities for disposition abroad	650,000,000	650,000,000	
Total, Public Law 480	1,052,000,000	1,052,000,000	
Office of International Cooperation and Development	4,016,000	5,016,000	+1,000,000
Total, title IV, International Programs:			
New budget *(obligational)* authority	1,141,233,000	1,140,733,000	−500,000
(By transfer)	*(5,904,000)*	*(5,904,000)*	
TITLE V—RELATED AGENCIES			
DEPARTMENT OF HEALTH AND HUMAN SERVICES			
Food and Drug Administration:			
Salaries and expenses	358,785,000	360,410,000	+1,625,000
Buildings and facilities	3,450,000	4,875,000	+1,425,000
Standard Level User Charges	22,823,000	22,164,000	−659,000
Total, Food and Drug Administration	385,058,000	387,449,000	+2,391,000

See footnotes at end of table, p. 1095.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

AGRICULTURE, RURAL DEVELOPMENT, AND RELATED AGENCIES APPROPRIATION ACT, 1984, (H.R. 3223)—Continued

[NOTE.—The Department of Agriculture, Rural Development, and Related Agencies Appropriation Act, 1984 (H.R. 3223), was not approved by the Congress. The conference report (House Report No. 98-450) was filed in the House of Representatives on October 27, 1983, but did not advance in the legislative process. Budget authority for programs and activities normally included in this bill has been provided through two sequential continuing appropriations: Sec. 101(b) of Public Law 98-107, and Sec. 101(d) of Public Law 98-151 which provides funding at the levels agreed to by the conferees. These levels are reflected in the following table (see pp. 504-505, this volume, for text of Sec. 101(b) of Public Law 98-107, and p. 521 for text of Sec. 101(d) of Public Law 98-151).]

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
INDEPENDENT AGENCIES			
Commodity Futures Trading Commission	$24,691,000	$26,400,000	+$1,709,000
Farm Credit Administration *(limitation on administrative expenses)*	*(20,551,000)*	*(20,551,000)*	
Total, title V, Related Agencies:			
New budget *(obligational)* authority	409,749,000	413,849,000	+4,100,000
(Limitation on obligations)	*(20,551,000)*	*(20,551,000)*	
RECAPITULATION			
Title I—Agricultural programs	12,566,201,000	12,031,205,000	−534,996,000
Title II—Rural development programs	3,869,025,000	4,220,741,000	+351,716,000
Title III—Domestic food programs	13,833,956,000	13,864,546,000	+30,590,000
Title IV—International programs	1,141,233,000	1,140,733,000	−500,000
Title V—Related agencies	409,749,000	413,849,000	+4,100,000
Total, Agriculture, Rural Development, and Related Agencies:			
New budget *(obligational)* authority	31,820,164,000	31,671,074,000	−149,090,000
Definite appropriations	(31,818,164,000)	(31,669,074,000)	(−149,090,000)
Indefinite appropriations	(2,000,000)	(2,000,000)	
(By transfer)	*(2,646,685,000)*	*(2,697,323,000)*	*(+50,638,000)*
(Loan authorizations)	*(6,373,000,000)*	*(6,705,000,000)*	*(+332,000,000)*
(Loan authorizations, indefinite)	*(1,540,000,000)*	*(1,540,000,000)*	
(Limitation on obligations)	*(105,774,000)*	*(97,461,000)*	*(+8,313,000)*
Transfer from Sec. 32 *(Customs Receipts)*	2,313,135,000	2,313,135,000	
Total obligational authority	34,133,299,000	33,984,209,000	−149,090,000
Memoranda:			
Direct and insured loan level	5,384,000,000	9,012,000,000	+3,628,000,000
Guaranteed loan level	3,466,000,000	3,816,000,000	+350,000,000
Transfers from Commodity Credit Corporation	308,193,000	358,193,000	+50,000,000

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[1] Includes the following budget amendments:

H. Doc. 98-50:	
Department of Agriculture:	
Soil Conservation Service:	
Watershed and flood prevention operations	−$50,000,000
Department of Health and Human Services:	
Food and Drug Administration	−875,000
Total, H. Doc. 98-50 *(net)*	−50,875,000
H. Doc. 98-111:	
Department of Agriculture:	
Federal Grain Inspection Service:	
Inspection and Weighing Services *(additional capital)*	(8,000,000)
H. Doc. 98-142 (98th Cong., 2d sess.):	
Department of Agriculture:	
Temporary Emergency Food Assistance Program (see footnote 7, this page)	50,000,000
Total budget amendments *(net)*	−875,000

[2] Considered and funded in the Supplemental Appropriations Act, 1984 (Public Law 98-181) (see p. 499, this volume).

[3] The budget request and bill provide no limitation for emergency loans. Funds are available in amounts necessary to meet the needs resulting from natural disasters.

[4] These amounts are excluded by law (Public Law 93-32) from the budget totals.

[5] Budget estimate includes $76,350,000 requested in President's Budget for 1984 (H. Doc. 98-3) under the Department of Health and Human Services, Human Development Services.

[6] Budget request submitted in President's Budget for 1984 (H. Doc. 98-3) under Department of Health and Human Services, Human Development Services.

[7] This appropriation is not available until transmission of an official budget request to the Congress. The official budget request was subsequently submitted during the 98th Congress, 2d session, in House Document No. 98-142.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-166, APPROVED NOVEMBER 28, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I			
DEPARTMENT OF COMMERCE AND RELATED AGENCIES			
DEPARTMENT OF COMMERCE			
GENERAL ADMINISTRATION			
Salaries and expenses	$33,200,000	$32,868,000	−$332,000
Special foreign currency program	700,000	693,000	−7,000
Total, General Administration	33,900,000	33,561,000	−339,000
BUREAU OF THE CENSUS			
Salaries and expenses	78,200,000	77,507,000	−693,000
Periodic censuses and programs	78,000,000	78,220,000	+220,000
Total, Bureau of the Census	156,200,000	155,727,000	−473,000
ECONOMIC AND STATISTICAL ANALYSIS			
Salaries and expenses	38,900,000	38,337,000	−563,000
ECONOMIC DEVELOPMENT ADMINISTRATION			
Economic development assistance programs		240,000,000	+240,000,000
(Limitation on loan guarantees)		*(150,000,000)*	*(+150,000,000)*
Salaries and expenses	18,100,000	27,500,000	+9,400,000
Total, Economic Development Administration	18,100,000	267,500,000	+249,400,000
INTERNATIONAL TRADE ADMINISTRATION			
Operations and administration	144,900,000	167,393,000	+22,493,000
(Limitation on direct loans)		*(7,500,000)*	*(+7,500,000)*
(Limitation on guaranteed loans)		*(15,000,000)*	*(+15,000,000)*
MINORITY BUSINESS DEVELOPMENT AGENCY			
Minority business development	54,000,000	53,342,000	−658,000
UNITED STATES TRAVEL AND TOURISM ADMINISTRATION			
Salaries and expenses	5,400,000	12,000,000	+6,600,000
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION			
Operations, research, and facilities	814,400,000	988,212,000	+173,812,000
(By transfer from Promote and Develop Fund)	*(31,500,000)*	*(23,600,000)*	*(−7,900,000)*
(By transfer from CEIF receipts)	*(8,907,000)*		*(−8,907,000)*
Coastal zone management		13,356,000	+13,356,000
(By transfer)		*(16,000,000)*	*(+16,000,000)*
Fishing vessel and gear damage compensation fund	1,750,000	1,732,000	−18,000
Fishermen's contingency fund	250,000	294,000	+44,000
Foreign fishing observer fund	12,000,000	11,880,000	−120,000
Fishermen's guaranty fund	1,800,000	2,079,000	+279,000
Fisheries Loan Fund		3,000,000	+3,000,000
Total, National Oceanic and Atmospheric Administration	830,200,000	1,020,553,000	+190,353,000

See footnotes at end of table, p. 1102.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-166, APPROVED NOVEMBER 28, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
PATENT AND TRADEMARK OFFICE			
Salaries and expenses	$82,500,000	$80,444,000	−$2,056,000
NATIONAL BUREAU OF STANDARDS			
Scientific and technical research and services	98,700,000	115,718,000	+17,018,000
NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION			
Salaries and expenses	12,200,000	12,771,000	+571,000
Public telecommunications facilities, planning and construction		11,880,000	+11,880,000
Total, National Telecommunications and Information Administration	12,200,000	24,651,000	+12,451,000
Total, Department of Commerce: New budget *(obligational)* authority	1,475,000,000	1,969,226,000	+494,226,000
RELATED AGENCIES			
DEPARTMENT OF TRANSPORTATION			
MARITIME ADMINISTRATION			
Operating-differential subsidies *(appropriation to liquidate contract authority)*	*(401,294,000)*	*(401,294,000)*	
Research and development	11,500,000	11,385,000	−115,000
Operations and training	71,013,000	73,283,000	+2,270,000
Federal ship financing fund *(limitation on guaranteed loans)*	*(900,000,000)*		*(−900,000,000)*
Total, Maritime Administration	82,513,000	84,668,000	+2,155,000
DEPARTMENT OF THE TREASURY			
BUREAU OF GOVERNMENT FINANCIAL OPERATIONS			
Chrysler Corporation Loan Guarantee Program: Administrative expenses	1,005,000	495,000	−510,000
FEDERAL COMMUNICATIONS COMMISSION			
Salaries and expenses	86,159,000	86,383,000	+224,000
FEDERAL MARITIME COMMISSION			
Salaries and expenses	11,324,000	10,756,000	−568,000
FEDERAL TRADE COMMISSION			
Salaries and expenses	59,457,000	63,500,000	+4,043,000
INTERNATIONAL TRADE COMMISSION			
Salaries and expenses	24,335,000	20,774,000	−3,561,000
MARINE MAMMAL COMMISSION			
Salaries and expenses	638,000	929,000	+291,000
OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE			
Salaries and expenses	11,897,000	11,371,000	−526,000
SECURITIES AND EXCHANGE COMMISSION			
Salaries and expenses	91,935,000	93,000,000	+1,065,000

See footnotes at end of table, p. 1102.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-166, APPROVED NOVEMBER 28, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
SMALL BUSINESS ADMINISTRATION			
Salaries and expenses	$248,200,000	$223,643,000	−$24,557,000
(By transfer)	*(16,600,000)*	*(36,600,000)*	*(+20,000,000)*
Business loan and investment fund	249,000,000	363,400,000	+114,400,000
(Limitation on direct loans)	*(41,000,000)*		*(−41,000,000)*
(Limitation on guaranteed loans)	*(2,650,000,000)*		*(−2,650,000,000)*
Disaster Loan Fund *(limitation on direct loan)*	*(440,000,000)*		*(−440,000,000)*
Surety bond guarantees revolving fund	9,000,000	8,910,000	−90,000
Pollution control equipment contract guarantee fund *(limitation on guaranteed loans)*	*(150,000,000)*		*(−150,000,000)*
Total, Small Business Administration	506,200,000	595,953,000	+89,753,000
Total, Related agencies	875,463,000	967,829,000	+92,366,000
Total, title I, Department of Commerce and related agencies:			
New budget *(obligational)* authority	2,350,463,000	2,937,055,000	+586,592,000
(By transfer)	*(57,007,000)*	*(76,200,000)*	*(+19,193,000)*
(Limitation on direct loans)	*(481,000,000)*	*(7,500,000)*	*(−473,500,000)*
(Limitation on loan guarantee authority)	*(3,700,000,000)*	*(165,000,000)*	*(−3,535,000,000)*
(Liquidation of contract authorization)	*(401,294,000)*	*(401,294,000)*	
TITLE II			
DEPARTMENT OF JUSTICE AND RELATED AGENCIES			
DEPARTMENT OF JUSTICE			
GENERAL ADMINISTRATION			
Salaries and expenses	56,364,000	63,360,000	+6,996,000
UNITED STATES PAROLE COMMISSION			
Salaries and expenses	7,836,000	7,248,000	−588,000
LEGAL ACTIVITIES			
Salaries and expenses, general legal activities	166,589,000	158,385,000	−8,204,000
Salaries and expenses, Antitrust Division	43,022,000	43,475,000	+453,000
Salaries and expenses, Foreign Claims Settlement Commission	954,000	827,000	−127,000
Salaries and expenses, U.S. attorneys and marshals	381,698,000	372,330,000	−9,368,000
Support of U.S. prisoners	44,768,000	50,320,000	+5,552,000
Fees and expenses of witnesses	38,266,000	37,883,000	−383,000
Salaries and expenses, Community Relations Service	32,969,000	32,196,000	−773,000
Total, legal activities	708,266,000	695,416,000	−12,850,000
INTERAGENCY LAW ENFORCEMENT			
Organized crime drug enforcement	89,949,000	89,050,000	−899,000
FEDERAL BUREAU OF INVESTIGATION			
Salaries and expenses	1,057,690,000	1,047,000,000	−10,690,000
DRUG ENFORCEMENT ADMINISTRATION			
Salaries and expenses	287,623,000	286,123,000	−1,500,000
IMMIGRATION AND NATURALIZATION SERVICE			
Salaries and expenses	512,606,000	501,257,000	−11,349,000

See footnotes at end of table, p. 1102.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-166, APPROVED NOVEMBER 28, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
FEDERAL PRISON SYSTEM			
Salaries and expenses	$429,163,000	$424,284,000	−$4,879,000
National Institute of Corrections	11,665,000	14,000,000	+2,335,000
Buildings and facilities	43,142,000	47,711,000	+4,569,000
Federal Prison Industries, Incorporated: *(Limitation on administrative and vocational training expenses)*	*(8,554,000)*	*(8,554,000)*	
Total, Federal prison system	483,970,000	485,995,000	+2,025,000
OFFICE OF JUSTICE ASSISTANCE, RESEARCH, AND STATISTICS			
Law Enforcement Assistance	112,321,000	157,219,000	+44,898,000
Research and statistics	40,538,000	40,133,000	−405,000
Total, Office of Justice Assistance, Research, and Statistics	152,859,000	197,352,000	+44,493,000
Total, Department of Justice:			
New budget *(obligational)* authority	3,357,163,000	3,372,801,000	+15,638,000
(Limitation on expenses)	*(8,554,000)*	*(8,554,000)*	
RELATED AGENCIES			
COMMISSION ON CIVIL RIGHTS			
Salaries and expenses	12,180,000	11,887,000	−293,000
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION			
Salaries and expenses	155,300,000	151,399,000	−3,901,000
LEGAL SERVICES CORPORATION			
Payment to the Legal Services Corporation	257,000,000	275,000,000	+18,000,000
Total, Related agencies	424,480,000	438,286,000	+13,806,009
Total, title II, Department of Justice and related agencies:			
New budget *(obligational)* authority	3,781,643,000	3,811,087,000	+29,444,000
(Limitation on expenses)	*(8,554,000)*	*(8,554,000)*	
TITLE III			
DEPARTMENT OF STATE AND RELATED AGENCIES			
DEPARTMENT OF STATE			
ADMINISTRATION OF FOREIGN AFFAIRS			
Salaries and expenses	1,148,586,000	1,114,810,000	−33,776,000
Re-opening consulates		2,500,000	+2,500,000
Representation allowances	4,247,000	4,148,000	−99,000
Protection of foreign consulates in the United States	6,000,000		−6,000,000
Acquisition, operation, and maintenance of buildings abroad	202,889,000	190,000,000	−12,889,000
Acquisition, operation, and maintenance of buildings abroad *(special foreign currency program)*	10,113,000	10,012,000	−101,000
Emergencies in the diplomatic and consular service	4,400,000	4,356,000	−44,000
Buying-power maintenance	4,500,000		−4,500,000
Payment to the American Institute in Taiwan	9,475,000	9,380,000	−95,000
Payment to the Foreign Service Retirement and Disability Fund	103,791,000	103,791,000	
Total, administration of foreign affairs	1,494,001,000	1,438,997,000	−55,004,000

See footnotes at end of table, p. 1102.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-166, APPROVED NOVEMBER 28, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
INTERNATIONAL ORGANIZATIONS AND CONFERENCES			
Contributions to international organizations	$525,773,000	$520,515,000	−$5,258,000
Contributions for international peacekeeping activities	66,948,000	66,279,000	−669,000
International conferences and contingencies	9,622,000	8,910,000	−712,000
Total, international organizations and conferences	602,343,000	595,704,000	−6,639,000
INTERNATIONAL COMMISSIONS			
International Boundary and Water Commission, United States and Mexico:			
Salaries and expenses	9,849,000	10,651,000	+802,000
Construction	679,000	672,000	−7,000
American sections, international commissions	3,461,000	3,426,000	−35,000
International fisheries commissions	9,218,000	8,876,000	−342,000
Total, international commissions	23,207,000	23,625,000	+418,000
OTHER			
United States Bilateral Science and Technology Agreements	1,700,000	1,683,000	−17,000
The Asia Foundation		9,900,000	+9,900,000
Total, Department of State	2,121,251,000	2,069,909,000	−51,342,000
RELATED AGENCIES			
ARMS CONTROL AND DISARMAMENT AGENCY			
Arms control and disarmament activities	18,500,000	18,500,000	
BOARD FOR INTERNATIONAL BROADCASTING			
Grants and expenses	[2] 106,055,000	113,282,000	+7,227,000
Reappropriation		4,900,000	+4,900,000
Total, Board for International Broadcasting	106,055,000	118,182,000	+12,127,000
COMMISSION ON SECURITY AND COOPERATION IN EUROPE			
Salaries and expenses	550,000	544,000	−6,000
JAPAN—UNITED STATES FRIENDSHIP COMMISSION			
Japan—United States Friendship Trust Fund	1,700,000	1,683,000	−17,000
(Foreign currency appropriation)	*(1,200,000)*	*(1,200,000)*	
UNITED STATES INFORMATION AGENCY			
Salaries and expenses	508,207,000	471,853,000	−36,354,000
Radio broadcasting to Cuba	[3] 8,701,000	10,000,000	+1,299,000
Educational and cultural exchange programs	94,858,000	100,000,000	+5,142,000
National endowment for democracy	31,300,600	18,000,000	−13,300,000
Salaries and expenses *(special foreign currency)*	10,556,000	10,450,000	−106,000
Center for cultural and technical interchange between East and West	18,547,000	18,362,000	−185,000
Acquisition and construction of radio facilities	47,959,000	31,000,000	−16,959,000
Total, United States Information Agency	720,128,000	659,665,000	−60,463,000
Total, Related agencies	846,933,000	798,574,000	−48,359,000
Total, title III, new budget *(obligational)* authority, Department of State and related agencies	2,968,184,000	2,868,483,000	−99,701,000

See footnotes at end of table, p. 1102.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-166, APPROVED NOVEMBER 28, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE IV—THE JUDICIARY			
SUPREME COURT OF THE UNITED STATES			
Salaries and expenses	$13,678,000	$13,635,000	−$43,000
Care of the building and grounds	1,971,000	1,971,000	
Total, Supreme Court of the United States	15,649,000	15,606,000	−43,000
UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT			
Salaries and expenses	6,039,000	4,680,000	−1,359,000
UNITED STATES COURT OF INTERNATIONAL TRADE			
Salaries and expenses	5,900,000	5,675,000	−225,000
COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES			
Salaries of judges	69,880,000	69,500,000	−380,000
Salaries of supporting personnel	333,733,000	330,000,000	−3,733,000
Defender services	38,290,000	37,000,000	−1,290,000
Fees of jurors and commissioners	43,500,000	43,500,000	
Expenses of operation and maintenance of the courts	78,928,000	75,350,000	−3,578,000
Bankruptcy courts, salaries and expenses	104,280,000	100,895,000	−3,385,000
Services for drug dependent offenders	5,000,000	5,000,000	
Space and facilities	168,662,000	142,624,000	−26,038,000
Court Security	19,200,000	18,690,000	−510,000
Total, courts of appeals, district courts, and other judicial services	861,473,000	822,559,000	−38,914,000
ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS			
Salaries and expenses	27,625,000	26,075,000	−1,550,000
(By transfer)		*(700,000)*	*(+700,000)*
FEDERAL JUDICIAL CENTER			
Salaries and expenses	9,342,000	8,445,000	−897,000
Total, title IV, new budget *(obligational)* authority, the Judiciary	926,028,000	883,040,000	−42,988,000
RECAPITULATION			
Grand total:			
New budget *(obligational)* authority	10,026,318,000	10,499,665,000	+473,347,000
(Limitation on expenses)	*(8,554,000)*	*(8,554,000)*	
(By transfer)	*(57,007,000)*	*(76,900,000)*	*(+19,893,000)*
(Limitation on direct loans)	*(481,000,000)*	*(7,500,000)*	*(−473,500,000)*
(Limitation on guaranteed loans)	*(3,700,000,000)*	*(165,000,000)*	*(−3,535,000,000)*
Memoranda:			
(Appropriations to liquidate contract authorizations)	*(401,294,000)*	*(401,294,000)*	
Total appropriations, including appropriations to liquidate contract authorizations	*(10,427,612,000)*	*(10,900,959,000)*	*(+473,347,000)*

See footnotes on next page.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-166, APPROVED NOVEMBER 28, 1983—Continued

[1] Includes the following budget amendments:

H. Doc. 98-50:	
The Judiciary:	
Salaries of supporting personnel	$3,313,000
Expenses of operation and maintenance of Courts	2,388,000
Space and facilities	1,933,000
Administrative Office of the United States Courts	75,000
Executive Office of the President:	
Office of the United States Trade Representative	250,000
International Trade Commission	138,000
Department of Justice:	
Federal Prison System:	
Building and facilities	−54,000,000
Interagency Law Enforcement:	
Organized crime drug enforcement	−16,000,000
Total, H. Doc. 98-50 *(net)*	−61,903,000
H. Doc. 98-58:	
The Judiciary:	
Court of Appeals for the Federal Circuit:	
Salaries and expenses	45,000
Courts of Appeals, District Courts, and Other Judicial Services:	
Space and facilities	−1,761,000
Court security	2,950,000
Federal Judicial Center:	
Salaries and expenses	60,000
Total, H. Doc. 98-58 *(net)*	1,294,000
H. Doc. 98-62:	
Board for International Broadcasting:	
Grants and expenses, 1984	−946,000
H. Doc. 98-73:	
Department of Justice:	
Legal Activities:	
Salaries and expenses, General Legal Activities	6,149,000
Antitrust Division, salaries and expenses	−2,769,000
U.S. Attorneys and Marshals, salaries and expenses	18,991,000
Community Relations Service, salaries and expenses	26,655,000
Federal Bureau of Investigation:	
Salaries and expenses	$2,000,000
Drug Enforcement Administration:	
Salaries and expenses	12,000,000
Immigration and Naturalization Service:	
Salaries and expenses	−26,655,000
Federal Prison System:	
Salaries and expenses	2,900,000
(Limitation on administrative and vocational expenses, Federal Prison Industries, Inc.)	*(−769,000)*
Office of Justice Assistance:	
Salaries and expenses	92,200,000
Total, H. Doc. 98-73 *(net)*	131,471,000
H. Doc. 98-101:	
Arms Control and Disarmament Agency:	
Arms Control and Disarmament Activities	2,095,000
H. Doc. 98-102:	
International Trade Commission:	
Salaries and expenses	3,094,000
H. Doc. 98-111:	
Department of Commerce:	
National Oceanic and Atmospheric Administration:	
Operations, research and facilities	10,000,000
S. Doc. 98-17:	
Department of Commerce:	
National Oceanic and Atmospheric Administration:	
Operations, research and facilities	20,400,000
Total, budget amendments:	
New budget *(obligational)* authority *(net)*	105,505,000
(Limitation on expenses)	*(−769,000)*

[2] In addition, $8,701,000 in the President's FY 1984 budget (H. Doc. 98-3) for the Board for International Broadcasting is shown under "Radio Broadcasting to Cuba", United States Information Agency.

[3] Submitted in the President's Budget (H. Doc. 98-3) under "Board for International Broadcasting".

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF DEFENSE APPROPRIATION ACT, 1984, PUBLIC LAW 98-212, APPROVED DECEMBER 8, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—MILITARY PERSONNEL			
Military personnel, Army	$15,237,800,000	$15,048,533,000	−$189,267,000
Military personnel, Navy	11,309,800,000	11,171,278,000	−138,522,000
Military personnel, Marine Corps	3,467,300,000	3,433,859,000	−33,441,000
Military personnel, Air Force	12,779,000,000	12,577,203,000	−201,797,000
Reserve personnel, Army	1,388,300,000	1,361,150,000	−27,150,000
Reserve personnel, Navy	744,000,000	739,800,000	−4,200,000
Reserve personnel, Marine Corps	177,400,000	176,200,000	−1,200,000
Reserve personnel, Air Force	383,600,000	380,000,000	−3,600,000
National Guard personnel, Army	1,917,100,000	1,882,980,000	−34,120,000
National Guard personnel, Air Force	593,500,000	589,100,000	−4,400,000
Total, title I, new budget *(obligational)* authority, Military personnel	47,997,800,000	47,360,103,000	−637,697,000
TITLE II—RETIRED MILITARY PERSONNEL			
Retired pay, Defense	16,772,800,000	16,592,600,000	−180,200,000
TITLE III—OPERATION AND MAINTENANCE			
Operation and maintenance, Army	17,655,800,000	17,054,846,000	−600,954,000
Army stock fund	408,600,000	388,600,000	−20,000,000
Operation and maintenance, Navy	22,601,600,000	21,943,818,000	−657,782,000
Navy stock fund	682,869,000	632,869,000	−50,000,000
Operation and maintenance, Marine Corps	1,554,900,000	1,524,600,000	−30,300,000
Marine Corps stock fund	22,280,000	20,780,000	−1,500,000
Operation and maintenance, Air Force	18,250,100,000	17,573,895,000	−676,205,000
Air Force stock fund	1,638,325,000	1,288,725,000	−349,600,000
Operation and maintenance, Defense agencies	6,818,900,000	6,446,652,000	−372,248,000
Defense stock fund	47,000,000	43,600,000	−3,400,000
Defense industrial fund		150,000,000	+150,000,000
Operation and maintenance, Army Reserve	654,800,000	683,850,000	+29,050,000
Operation and maintenance, Navy Reserve	662,000,000	634,500,000	−27,500,000
Operation and maintenance, Marine Corps Reserve	52,629,000	52,129,000	−500,000
Operation and maintenance, Air Force Reserve	787,000,000	781,600,000	−5,400,000
Operation and maintenance, Army National Guard	1,118,000,000	1,170,190,000	+52,190,000
Operation and maintenance, Air National Guard	1,740,700,000	1,789,300,000	+48,600,000
National Board for the Promotion of Rifle Practice, Army	899,000	899,000	
Claims, Defense	222,900,000	160,400,000	−62,500,000
Court of Military Appeals, Defense	3,372,000	3,372,000	
Summer Olympics	50,000,000	45,000,000	−5,000,000
Environmental Restoration fund, Defense		150,000,000	+150,000,000
Total, title III, Operation and maintenance: New budget *(obligational)* authority	74,972,674,000	72,539,625,000	−2,433,049,000
TITLE IV—PROCUREMENT			
Aircraft procurement, Army	3,441,100,000	3,214,048,000	−227,052,000
Missile procurement, Army	3,060,500,000	2,822,700,000	−237,800,000
(Transfer from other accounts)		*(32,600,000)*	*(+32,600,000)*
Procurement of weapons and tracked combat vehicles, Army	4,890,416,000	4,594,103,000	−296,313,000
(Transfer from other accounts)		*(149,000,000)*	*(+149,000,000)*
Procurement of ammunition, Army	2,311,189,000	1,980,100,000	−331,089,000
Other procurement, Army	5,267,877,000	4,680,528,000	−587,349,000
Aircraft procurement, Navy	11,028,300,000	10,174,608,000	−853,692,000
Weapons procurement, Navy	3,992,600,000	3,725,332,000	−267,268,000
(Transfer from other accounts)		*(77,800,000)*	*(+77,800,000)*
Shipbuilding and conversion, Navy	12,585,800,000	11,215,400,000	−1,370,400,000
(Transfer from other accounts)		*(227,600,000)*	*(+227,600,000)*

See footnote at end of table, p. 1105.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF DEFENSE APPROPRIATION ACT, 1984, PUBLIC LAW 98-212, APPROVED DECEMBER 8, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Other procurement, Navy	$4,887,501,000	$4,308,543,000	−$578,958,000
Procurement, Marine Corps	1,835,049,000	1,741,306,000	−93,743,000
Aircraft procurement, Air Force	22,506,190,000	21,080,110,000	−1,426,080,000
(Transfer from other accounts)		*(323,100,000)*	*(+323,100,000)*
Missile procurement, Air Force	8,059,130,000	7,747,838,000	−311,292,000
(Transfer from other accounts)		*(55,000,000)*	*(+55,000,000)*
Other procurement, Air Force	7,465,212,000	6,914,232,000	−550,980,000
National Guard and Reserve Equipment		176,000,000	+176,000,000
Acquisition & Construction, Coast Guard		300,000,000	+300,000,000
Procurement, Defense agencies	1,063,791,000	942,657,000	−121,134,000
Defense Production Act Purchases	200,000,000		−200,000,000
Total, title IV, Procurement:			
New budget *(obligational)* authority	92,594,655,000	85,617,505,000	−6,977,150,000
(Transfer from other accounts)		*(865,100,000)*	*(+865,100,000)*
TITLE V—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION			
Research, development, test, and evaluation, Army	4,711,200,000	4,199,125,000	−512,075,000
Research, development, test, and evaluation, Navy	8,059,743,000	7,559,818,000	−499,925,000
Research, development, test, and evaluation, Air Force	12,781,197,000	12,227,706,000	−553,491,000
Research, development, test, and evaluation, Defense agencies	2,890,900,000	2,703,620,000	−187,280,000
Director of Test and Evaluation, Defense	55,800,000	49,000,000	−6,800,000
Total, title V, new budget *(obligational)* authority, Research, development, test, and evaluation	28,498,840,000	26,739,269,000	−1,759,571,000
TITLE VI—SPECIAL FOREIGN CURRENCY PROGRAM			
Special foreign currency program	3,050,000	3,050,000	
TITLE VII—GENERAL PROVISIONS			
(Additional transfer authority, Sec. 729)	*(1,200,000,000)*	*(1,200,000,000)*	
TITLE VIII—RELATED AGENCIES			
Intelligence Community Staff		17,323,000	+17,323,000
CIA Retirement and Disability System Fund	86,300,000	86,300,000	
Total, title VIII, new budget *(obligational)* authority, Related agencies	86,300,000	103,623,000	+17,323,000
RECAPITULATION			
Title I—Military personnel	47,997,800,000	47,360,103,000	−637,697,000
Title II—Retired military personnel	16,772,800,000	16,592,600,000	−180,200,000
Title III—Operation and maintenance	74,972,674,000	72,539,625,000	−2,433,049,000
Title IV—Procurement	92,594,655,000	85,617,505,000	−6,977,150,000
(Transfer from other accounts)		*(865,100,000)*	*(+865,100,000)*
Title V—Research, development, test, and evaluation	28,498,840,000	26,739,269,000	−1,759,571,000
Title VI—Special foreign currency program	3,050,000	3,050,000	
Title VII—General provisions *(additional transfer authority, Sec. 729)*	*(1,200,000,000)*	*(1,200,000,000)*	
Title VIII—Related agencies	86,300,000	103,623,000	+17,323,000
Total, Department of Defense:			
New budget *(obligational)* authority	260,926,119,000	248,955,775,000	−11,970,344,000
(Transfer from other accounts)		*(865,100,000)*	*(+865,100,000)*
Total funding available	260,926,119,000	249,820,875,000	−11,105,244,000
(Transfer authority)	*(1,200,000,000)*	*(1,200,000,000)*	

See footnote at end of table, p. 1105.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF DEFENSE APPROPRIATION ACT, 1984, PUBLIC LAW 98-212, APPROVED DECEMBER 8, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
RECAPITULATION—Continued			
Distribution by organizational component:			
Army	$62,063,581,000	$59,081,652,000	−$2,981,929,000
(Transfer from other accounts)		*(181,600,000)*	*(+181,600,000)*
Navy	83,663,771,000	79,054,840,000	−4,608,931,000
(Transfer from other accounts)		*(305,400,000)*	*(+305,400,000)*
Air Force	86,983,954,000	82,949,709,000	−4,034,245,000
(Transfer from other accounts)		*(378,100,000)*	*(+378,100,000)*
Defense agencies/OSD	11,355,713,000	10,697,351,000	−658,362,000
Reserve & National Guard *(procurement)*		176,000,000	+176,000,000
Retired military personnel	16,772,800,000	16,592,600,000	−180,200,000
Related agencies	86,300,000	103,623,000	+17,323,000
Coast Guard		300,000,000	+300,000,000
Total, Department of Defense:			
New budget *(obligational)* authority	260,926,119,000	248,955,775,000	−11,970,344,000
(Transfer from other accounts)		*(865,100,000)*	*(+865,100,000)*
Total funding available	260,926,119,000	249,820,875,000	−11,105,244,000
(Transfer authority)	*(1,200,000,000)*	*(1,200,000,000)*	

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[1] Includes the following budget amendments:

H. Doc. 98-62:	
Other procurement, Army	−$2,993,000
Other procurement, Navy	−2,837,000
Missile procurement, Air Force	−6,704,000
Other procurement, Air Force	7,610,000
Research, development, test, and evaluation, Air Force	10,924,000
Research, development, test, and evaluation, Defense agencies	−6,000,000
Total, H. Doc. 98-62 *(net)*	
H. Doc. 98-111:	
Military personnel, Army	23,100,000
Military personnel, Navy	16,200,000
Military personnel, Marine Corps	4,400,000
Military personnel, Air Force	21,100,000
Reserve Personnel, Army	1,800,000
Reserve Personnel, Navy	800,000
Reserve Personnel, Marine Corps	100,000
Reserve Personnel, Air Force	300,000
National Guard personnel, Army	2,300,000
National Guard personnel, Air Force	500,000
Retired pay, Defense	−33,000,000
Operation and maintenance, Army	−212,000,000
Operation and maintenance, Navy	−624,000,000
Operation and maintenance, Marine Corps	−21,000,000
Operation and maintenance, Air Force	−749,000,000
Operation and maintenance, Defense agencies	−53,000,000
Operation and maintenance, Army Reserve	−8,000,000
Operation and maintenance, Navy Reserve	−31,000,000
Operation and maintenance, Marine Corps Reserve	−1,000,000
Operation and maintenance, Air Force Reserve	−$28,000,000
Operation and maintenance, Army National Guard	−17,000,000
Operation and maintenance, Air National Guard	−84,000,000
Aircraft procurement, Army	−31,000,000
Missile procurement, Army	−28,000,000
Procurement, of weapons and tracked combat vehicles, Army	−44,000,000
Procurement, of ammunition, Army	−23,000,000
Other procurement, Army	−92,000,000
Aircraft procurement, Navy	−99,000,000
Weapons procurement, Navy	−36,000,000
Shipbuilding and conversion, Navy	−113,000,000
Other procurement, Navy	−111,500,000
Procurement, Marine Corps	−17,000,000
Aircraft procurement, Air Force	−201,000,000
Missile procurement, Air Force	−505,000,000
Other procurement, Air Force	−168,700,000
Procurement, Defense agencies	−19,000,000
Research, development, test, and evaluation, Army	−81,000,000
Research, development, test, and evaluation, Navy	−121,300,000
Research, development, test, and evaluation, Air Force	−882,000,000
Research, development, test, and evaluation, Defense agencies	−43,000,000
Director of test and evaluation, Defense	−1,000,000
Total, H. Doc. 98-111 *(net)*	−4,406,900,000
Total budget amendments *(net)*	−4,406,900,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DISTRICT OF COLUMBIA APPROPRIATION ACT, 1984, PUBLIC LAW 98-125, APPROVED OCTOBER 13, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
DISTRICT OF COLUMBIA			
FEDERAL FUNDS			
Federal payment to the District of Columbia	$386,000,000	$386,000,000	
Payment in lieu of reimbursement for water and sewer services to Federal facilities	16,520,000	16,520,000	
Federal contribution to the police officers and fire fighters', teachers', and judges' retirement funds	52,070,000	52,070,000	
Criminal justice emergency initiative		25,171,600	+$25,171,600
Education initiative		350,000	+350,000
St. Elizabeth's Hospital		5,700,000	+5,700,000
Loans to the District of Columbia for capital outlay	115,000,000	115,000,000	
Total, Federal funds to District of Columbia	569,590,000	600,811,600	+31,221,600
DISTRICT OF COLUMBIA FUNDS			
OPERATING EXPENSES			
Governmental direction and support	*(44,176,400)*	*(44,251,400)*	*(+75,000)*
Economic development and regulation	*(56,571,200)*	*(56,603,000)*	*(+31,800)*
Public safety and justice	*(460,151,300)*	*(487,068,100)*	*(+26,916,800)*
Public education system	*(483,182,900)*	*(483,532,900)*	*(+350,000)*
Human support services	*(499,536,600)*	*(503,236,600)*	*(+3,700,000)*
Public works[2]	*(190,562,100)*	*(190,562,100)*	
Repayment of loans and interest	*(158,735,600)*	*(158,735,600)*	
Repayment of general fund deficit	*(5,000,000)*	*(5,000,000)*	
Short-term borrowings	*(3,750,000)*	*(3,750,000)*	
Energy adjustment	*(−3,871,300)*	*(−3,871,300)*	
Additional gross pay adjustments	*(−361,800)*	*(−361,800)*	
Total, operating expenses, general fund *(net)*	*(1,897,433,000)*	*(1,928,506,600)*	*(+31,073,600)*
CAPITAL OUTLAY			
General fund	*(111,587,400)*	*(111,587,400)*	
ENTERPRISE FUNDS			
Water and sewer enterprise fund:			
Operating expenses	*(114,383,100)*	*(114,383,100)*	
Capital outlay	*(11,220,000)*	*(11,220,000)*	
Total, water and sewer enterprise fund	*(125,603,100)*	*(125,603,100)*	
Washington Convention Center enterprise fund	*(9,617,000)*	*(9,617,000)*	
Lottery and Charitable Games enterprise fund	*(2,772,500)*	*(2,772,500)*	
Total, enterprise funds	*(137,992,600)*	*(137,992,600)*	
Total, District of Columbia funds *(net)*	*(2,147,013,000)*	*(2,178,086,600)*	*(+31,073,600)*
RECAPITULATION			
Grand total, new budget *(obligational)* authority	569,590,000	600,811,600	+31,221,600
Consisting of:			
Federal funds to the District of Columbia	569,590,000	600,811,600	+31,221,600
District of Columbia funds *(net)*	*(2,147,013,000)*	*(2,178,086,600)*	*(+31,073,600)*

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[1] Includes the following budget amendment:
H. Doc. 98-50:
Federal Funds:
Payment in lieu of reimbursement for water and sewer services to Federal facilities —$6,010,000

[2] New appropriation account. Includes programs and activities previously funded under the appropriation headings "Transportation services and assistance" and "Environmental services and supply".

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

ENERGY AND WATER DEVELOPMENT APPROPRIATION ACT, 1984, PUBLIC LAW 98-50, APPROVED JULY 14, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—DEPARTMENT OF DEFENSE—CIVIL			
DEPARTMENT OF THE ARMY			
CORPS OF ENGINEERS—CIVIL			
General investigations	$110,400,000	$133,810,000	+$23,410,000
Construction, general	820,700,000	894,104,000	+73,404,000
Flood control and coastal emergencies	10,000,000	10,000,000	
Revolving Fund		9,500,000	+9,500,000
Flood control, Mississippi River and tributaries, Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Missouri, and Tennessee	290,000,000	300,480,000	+10,480,000
Operation and maintenance, general	1,161,300,000	1,184,492,000	+23,192,000
General expenses	103,000,000	103,000,000	
Special recreation use fees	6,000,000	6,000,000	
Administrative provisions *(limitation on capital expenditures)*	*(78,000,000)*	*(78,000,000)*	
Total, title I, Department of Defense—Civil:			
New budget *(obligational)* authority	2,501,400,000	2,641,386,000	+139,986,000
(Limitation on capital expenditures)	*(78,000,000)*	*(78,000,000)*	
TITLE II—DEPARTMENT OF THE INTERIOR			
BUREAU OF RECLAMATION			
General investigations	31,831,000	33,831,000	+2,000,000
Construction program	699,388,000	693,818,000	−5,570,000
Operation and maintenance	134,091,000	134,291,000	+200,000
Loan program	41,500,000	45,000,000	+3,500,000
(Limitation on direct loans)	*(40,332,000)*	*(51,802,000)*	*(+11,470,000)*
General administrative expenses	53,400,000	53,750,000	+350,000
Emergency Fund	1,000,000	1,000,000	
Total, Bureau of Reclamation	961,210,000	961,690,000	+480,000
Total, title II, Department of the Interior:			
New budget *(obligational)* authority	961,210,000	961,690,000	+480,000
(Limitation on direct loans)	*(40,332,000)*	*(51,802,000)*	*(+11,470,000)*
TITLE III—DEPARTMENT OF ENERGY			
Energy Supply, Research and Development Activities:			
Operating Expenses	1,855,960,000	1,708,012,000	−147,948,000
Plant and Capital Equipment	243,665,000	248,597,000	+4,932,000
General reduction		−5,000,000	−5,000,000
(Deferral)	*(−15,226,000)*	*(−12,226,000)*	*(−12,226,000)*
Subtotal	2,099,625,000	1,951,609,000	−148,016,000
Uranium Supply and Enrichment Activities:			
Operating Expenses	1,570,600,000	1,614,600,000	+44,000,000
Plant and Capital Equipment	669,400,000	643,400,000	−26,000,000
General reduction		−23,000,000	−23,000,000
Subtotal	2,240,000,000	2,235,000,000	−5,000,000
Gross revenues	−2,240,000,000	−2,235,000,000	+5,000,000

See footnotes at end of table, p. 1109.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

ENERGY AND WATER DEVELOPMENT APPROPRIATION ACT, 1984, PUBLIC LAW 98-50, APPROVED JULY 14, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
General Science and Research Activities:			
Operating Expenses	$479,750,000	$475,750,000	−$4,000,000
Plant and Capital Equipment	165,500,000	162,500,000	−3,000,000
Subtotal	645,250,000	638,250,000	−7,000,000
Nuclear Waste Disposal Fund	[2]306,675,000	306,675,000	
Atomic Energy Defense Activites:			
Operating Expenses	5,215,125,000	5,081,825,000	−133,300,000
Plant and Capital Equipment	1,610,450,000	1,466,050,000	−144,400,000
Subtotal	[3]6,825,575,000	6,547,875,000	−277,700,000
Departmental Administration:			
Operating Expenses	346,510,000	361,075,000	+14,565,000
Plant and Capital Equipment	4,981,000	4,981,000	
Subtotal	351,491,000	366,056,000	+14,565,000
Miscellaneous revenues	−209,619,000	−209,619,000	
Net appropriation	141,872,000	156,437,000	+14,565,000
POWER MARKETING ADMINISTRATIONS			
Operation and maintenance, Alaska Power Administration	3,210,000	3,410,000	+200,000
Bonneville Power Administration Fund:			
(Borrowing authority)	*(1,250,000,000)*	*(1,250,000,000)*	
Borrowing authority, FY 1984	203,500,000	123,400,000	−80,100,000
(Limitation on direct loans)	*(40,000,000)*	*(40,000,000)*	
(Limitation on guaranteed loans)	*(20,000,000)*	*(20,000,000)*	
Operation and maintenance, Southeastern Power Administration	20,594,000	20,594,000	
Operation and maintenance, Southwestern Power Administration	36,229,000	36,229,000	
Construction, rehabilitation, operation and maintenance, Western Area Power Administration	219,630,000	194,630;000	−25,000,000
Emergency Fund, Western Area Power Administration	500,000	500,000	
Subtotal	483,663,000	378,763,000	−104,900,000
FEDERAL ENERGY REGULATORY COMMISSION			
Salaries and expenses	94,582,000	89,582,000	−5,000,000
Revenues Applied	−60,000,000	−60,000,000	
Net appropriation	34,582,000	29,582,000	−5,000,000
GEOTHERMAL RESOURCES DEVELOPMENT FUND			
Geothermal loan guarantee and interest assistance program	2,100,000	2,100,000	
(Limitation on guaranteed loans)	*(500,000,000)*	*(500,000,000)*	
Total, title III, Department of Energy:			
New budget *(obligational)* authority *(net*	10,539,342,000	10,011,291,000	−528,051,000
Operating Expenses	(7,845,346,000)	(7,485,763,000)	(−359,583,000)
Plant and Capital Equipment	(2,693,996,000)	(2,525,528,000)	(−168,468,000)
(Limitation on direct loans)	*(40,000,000)*	*(40,000,000)*	
(Limitation on guaranteed loans)	*(520,000,000)*	*(520,000,000)*	
(Borrowing authority)	*(1,250,000,000)*	*(1,250,000,000)*	
(Deferral)	*(−15,226,000)*	*(−12,226,000)*	*(−12,226,000)*
TITLE IV—INDEPENDENT AGENCIES			
Appalachian Regional Commission: Salaries and Expenses		2,700,000	+2,700,000
Funds Appropriated to the President: Appalachian regional development programs	[4]80,000,000	145,000,000	+65,000,000

See footnotes at end of table, p. 1109.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

ENERGY AND WATER DEVELOPMENT APPROPRIATION ACT, 1984, PUBLIC LAW 98-50, APPROVED JULY 14, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (–), appropriations compared with estimates
Delaware River Basin Commission:			
Salaries and expenses	$191,000	$191,000	
Contribution to Delaware River Basin Commission	269,000	269,000	
Total, Delaware River Basin Commission	460,000	460,000	
Interstate Commission on the Potomac River Basin:			
Contribution to Interstate Commission on the Potomac River Basin		68,000	+$68,000
Nuclear Regulatory Commission: Salaries and expenses	466,800,000	465,800,000	–1,000,000
Susquehanna River Basin Commission:			
Salaries and expenses		191,000	+191,000
Contribution to Susquehanna River Basin Commission	230,000	230,000	
Total, Susquehanna River Basin Commission	230,000	421,000	+191,000
Tennessee Valley Authority: Tennessee Valley Authority Fund *(net)*	61,229,000	78,229,000	+17,000,000
Total, title IV, Independent agencies:			
New budget *(obligational)* authority *(net)*	608,719,000	692,678,000	+83,959,000
Grand total, all titles:			
New budget *(obligational)* authority *(net)*	14,610,671,000	14,307,045,000	–303,626,000
(Limitation on direct loans)	*(80,332,000)*	*(91,802,000)*	*(+11,470,000)*
(Limitation on guaranteed loans)	*(520,000,000)*	*(520,000,000)*	
(Borrowing authority)	*(1,250,000,000)*	*(1,250,000,000)*	
(Limitation on capital expenditures)	*(78,000,000)*	*(78,000,000)*	
(Deferral)	*(–15,226,000)*	*(–12,226,000)*	*(–12,226,000)*

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[1] Includes the following budget amendments:

H. Doc. 98-50:	
Department of the Interior:	
Bureau of Reclamation:	
Operation and maintenance	–$11,000,000
Department of Defense—Civil:	
Corps of Engineers—Civil: Construction, general	–85,000,000
Independent Agencies:	
Tennessee Valley Authority: Tennessee Valley Authority Fund	–14,000,000
Total, H. Doc. 98-50	–110,000,000
H. Doc. 98-65:	
Department of Energy:	
Atomic energy defense activities	$47,500,000
Total budget amendments *(net)*	–62,500,000

[2] In addition, $33,500,000 submitted in House Document 98-73 was considered in the Supplemental Appropriations Act, 1984 (Public Law 98-181).

[3] In addition, $60,000,000 submitted in House Document 98-102 was considered in the Supplemental Appropriations Act, 1984 (Public Law 98-181).

[4] Current trust fund request proposed for later transmittal under proposed legislation in the President's Budget for 1984 (H. Doc. 98-3) under the Department of Transportation, Federal Highway Administration, "Appalachian Highway System".

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

FOREIGN ASSISTANCE AND RELATED PROGRAMS APPROPRIATION BILL, 1984
(S. 1892)

[NOTE.—The Foreign Assistance and Related Programs Appropriations Bill, 1984, was not approved by the Congress. No bill was reported in the House of Representatives. A bill, S. 1892, was reported by the Senate Committee on Appropriations on September 27, 1983; however, no further action occurred on the bill. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing appropriations: Sec. 101(e) of Public Law 98-107; and Sec. 101(b)(1) of Public Law 98-151. The following table reflects the funding levels as provided under Sec. 101(b)(1) of Public Law 98-151 (see pp. 513-517, this volume, for text of Sec. 101(b)(1) of Public Law 98-151).]

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I			
MULTILATERAL ECONOMIC ASSISTANCE			
FUNDS APPROPRIATED TO THE PRESIDENT			
INTERNATIONAL FINANCIAL INSTITUTIONS			
WORLD BANK GROUP			
Contribution to the International Bank for Reconstruction and Development:			
Paid-in capital	$109,720,549	$79,720,549	−$30,000,000
Limitation on callable capital subscriptions	*(1,353,220,096)*	*(983,220,105)*	*(−369,999,991)*
Total, contribution to the International Bank for Reconstruction and Development	*(1,462,940,645)*	*(1,062,940,654)*	*(−399,999,991)*
New budget *(obligational)* authority	109,720,549	79,720,549	−30,000,000
(Limitation on callable capital)	*(1,353,220,096)*	*(983,220,105)*	*(−369,999,991)*
Contribution to the International Development Association (IDA VI)	1,095,000,000	945,000,000	−150,000,000
Total, contributions World Bank Group	*(2,557,940,645)*	*(2,007,940,654)*	*(−549,999,991)*
New budget *(obligational)* authority	1,204,720,549	1,024,720,549	−180,000,000
(Limitation on callable capital)	*(1,353,220,096)*	*(983,220,105)*	*(−369,999,991)*
Contribution to the Inter-American Development Bank:			
Fund for special operations	113,623,000	80,423,000	−33,200,000
Inter-regional paid-in capital	58,000,983	38,000,983	−20,000,000
Limitation on callable capital subscriptions	*(1,230,964,704)*	*(806,464,582)*	*(−424,500,122)*
Total, contribution to the Inter-American Development Bank	*(1,402,588,687)*	*(924,888,565)*	*(−477,700,122)*
New budget *(obligational)* authority	171,623,983	118,423,983	−53,200,000
(Limitation on callable capital)	*(1,230,964,704)*	*(806,464,582)*	*(−424,500,122)*
Contribution to the Asian Development Bank:			
Paid-in capital	13,232,676	13,232,676	....
Development fund	147,116,170	100,000,000	−47,116,170
Current replenishment	*(130,000,000)*	*(97,000,000)*	*(−33,000,000)*
Prior replenishments	*(17,116,170)*	*(3,000,000)*	*(−14,116,170)*
Limitation on callable capital subscriptions	*(251,377,943)*	*(251,377,943)*	....
Total, contribution to the Asian Development Bank	*(411,726,789)*	*(364,610,619)*	*(−47,116,170)*
New budget *(obligational)* authority	160,348,846	113,232,676	−47,116,170
(Limitation on callable capital)	*(251,377,943)*	*(251,377,943)*	....
Contribution to the African Development Fund	50,000,000	50,000,000	....
Contribution to the African Development Bank:			
Paid-in capital	17,986,678	17,986,678	....
Limitation on callable capital	*(53,960,036)*	*(53,960,036)*	....
Total, contribution to International Financial Institutions	*(4,494,202,835)*	*(3,419,386,552)*	*(−1,074,816,283)*
New budget *(obligational)* authority	1,604,680,056	1,324,363,886	−280,316,170
(Limitation on callable capital)	*(2,889,522,779)*	*(2,095,022,666)*	*(−794,500,113)*

See footnotes at end of table, p. 1113.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

FOREIGN ASSISTANCE AND RELATED PROGRAMS APPROPRIATION BILL, 1984 (S. 1892)—Continued

[NOTE.—The Foreign Assistance and Related Programs Appropriations Bill, 1984, was not approved by the Congress. No bill was reported in the House of Representatives. A bill, S. 1892, was reported by the Senate Committee on Appropriations on September 27, 1983; however, no further action occurred on the bill. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing appropriations: Sec. 101(e) of Public Law 98-107; and Sec. 101(b)(1) of Public Law 98-151. The following table reflects the funding levels as provided under Sec. 101(b)(1) of Public Law 98-151 (see pp. 513-517, this volume, for text of Sec. 101(b)(1) of Public Law 98-151).]

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
DEPARTMENT OF STATE			
International organizations and programs	$239,950,000	$314,164,000	+$74,214,000
Total, contribution for Multilateral Economic Assistance, title I	*(4,734,152,835)*	*(3,733,550,552)*	*(−1,000,602,283)*
New budget *(obligational)* authority	1,844,630,056	1,638,527,886	−206,102,170
(Limitation on callable capital)	*(2,889,522,779)*	*(2,095,022,666)*	*(−794,500,113)*
TITLE II			
BILATERAL ECONOMIC ASSISTANCE			
FUNDS APPROPRIATED TO THE PRESIDENT			
AGENCY FOR INTERNATIONAL DEVELOPMENT			
Agriculture, rural development, and nutrition development assistance	725,213,000	715,106,500	−10,106,500
Population planning, development assistance	212,231,000	240,000,000	+27,769,000
Health, development assistance	100,656,000	125,000,000	+24,344,000
Education and human resources development, development assistance	121,477,000	116,477,000	−5,000,000
Energy and selected development activities, development assistance	172,423,000	140,288,000	−32,135,000
Science and technology	10,000,000	10,000,000	
Private sector revolving fund	*(20,000,000)*	*(20,000,000)*	
Total, development assistance	1,342,000,000	1,346,871,500	+4,871,500
Loans	*(386,910,000)*	*(404,061,450)*	*(+17,151,450)*
Grants	*(955,090,000)*	*(942,810,050)*	*(−12,279,950)*
American schools and hospitals abroad	7,500,000	30,000,000	+22,500,000
International disaster assistance	25,000,000	25,000,000	
African Development Foundation	3,000,000	3,000,000	
Sahel development program	103,000,000	103,000,000	
Payment to the Foreign Service Retirement and Disability Fund	39,316,000	36,537,000	−2,779,000
Overseas training *(foreign currency program)*	*(1,100,000)*	*(1,100,000)*	
Economic support fund	2,949,000,000	2,903,250,000	−45,750,000
(Limitation on direct loans)	*(468,000,000)*	*(601,000,000)*	*(+133,000,000)*
Peacekeeping operations	46,200,000	46,200,000	
AID/IDCA operating expenses	378,512,000	361,533,250	−16,978,750
AID deobligate/reobligate reappropriation[2]		[2]40,000,000	+40,000,000
Trade and development program	22,000,000	16,250,000	−5,750,000
Housing and other credit guaranty programs *(limitation on guaranteed loans)*	*(150,000,000)*	*(150,000,000)*	
Total, Agency for International Development	4,915,528,000	4,911,641,750	−3,886,250
DEPARTMENT OF STATE			
International narcotics control	53,030,000	41,200,000	−11,830,000
INTER-AMERICAN FOUNDATION			
Appropriations	10,705,000	13,000,000	+2,295,000

See footnotes at end of table, p. 1113.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

FOREIGN ASSISTANCE AND RELATED PROGRAMS APPROPRIATION BILL, 1984 (S. 1892)—Continued

[NOTE.—The Foreign Assistance and Related Programs Appropriations Bill, 1984, was not approved by the Congress. No bill was reported in the House of Representatives. A bill, S. 1892, was reported by the Senate Committee on Appropriations on September 27, 1983; however, no further action occurred on the bill. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing appropriations: Sec. 101(e) of Public Law 98-107; and Sec. 101(b)(1) of Public Law 98-151. The following table reflects the funding levels as provided under Sec. 101(b)(1) of Public Law 98-151 (see pp. 513-517, this volume, for text of Sec. 101(b)(1) of Public Law 98-151).]

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
OVERSEAS PRIVATE INVESTMENT CORPORATION			
(Limitation on direct loans)	*($15,000,000)*	*($10,000,000)*	*(−$5,000,000)*
(Limitation on guaranteed loans)	*(150,000,000)*	*(100,000,000)*	*(−50,000,000)*
Total, Funds Appropriated to the President	4,979,263,000	4,965,841,750	−13,421,250
INDEPENDENT AGENCY			
Peace Corps	108,500,000	115,000,000	+6,500,000
DEPARTMENT OF STATE			
Migration and refugee assistance	344,500,000	323,000,000	−21,500,000
Anti-terrorism assistance	5,000,000	2,500,000	−2,500,000
Total, title II, Economic assistance—bilateral:			
New budget *(obligational)* authority	5,437,263,000	5,406,341,750	−30,921,250
(Limitation on direct loans)	*(869,910,000)*	*(1,015,061,450)*	*(+145,151,450)*
(Limitation on guaranteed loans)	*(300,000,000)*	*(250,000,000)*	*(−50,000,000)*
TITLE III			
MILITARY ASSISTANCE			
FUNDS APPROPRIATED TO THE PRESIDENT			
Military assistance program	747,000,000	510,000,000	−237,000,000
International military education and training	56,532,000	51,532,000	−5,000,000
Defense acquisition fund *(limitation)*	*(325,000,000)*	*(225,000,000)*	*(−100,000,000)*
Foreign military credit sales:			
Direct credits and forgiven loans	1,000,000,000	1,315,000,000	+315,000,000
Loan guarantees	*(4,656,000,000)*	*(4,401,250,000)*	*(−254,750 000)*
Total, FMCS program ceiling	*(5,656,000,000)*	*(5,716,250,000)*	*(+60,250,000)*
Total, military assistance programs	*(6,784,532,000)*	*(6,502,782,000)*	*(−281,750,000)*
New budget *(obligational)* authority	1,803,532,000	1,876,532,000	+73,000,000
Loan guarantee authority	*(4,656,000,000)*	*(4,401,250,000)*	*(−254,750,000)*
Defense acquisition fund program limitation	*(325,000,000)*	*(225,000,000)*	*(−100,000,000)*
TITLE IV			
EXPORT-IMPORT BANK OF THE UNITED STATES			
(Limitation on direct loans)	*(3,830,000,000)*	*(3,865,000,000)*	*(+35,000,000)*
(Limitation on guaranteed loans)	*(10,000,000,000)*	*(10,000,000,000)*	....
(Limitation on administrative expenses)	*(16,899,000)*	*(16,899,000)*	....
Total, Export-Import Bank of the United States, *(limitations on use of corporate funds)*	*(13,846,899,000)*	*(13,881,899,000)*	*(+35,000,000)*

See footnotes at end of table, p. 1113.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

FOREIGN ASSISTANCE AND RELATED PROGRAMS APPROPRIATION BILL, 1984 (S. 1892)—Continued

[NOTE.—The Foreign Assistance and Related Programs Appropriations Bill, 1984, was not approved by the Congress. No bill was reported in the House of Representatives. A bill, S. 1892, was reported by the Senate Committee on Appropriations on September 27, 1983; however, no further action occurred on the bill. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing appropriations: Sec. 101(e) of Public Law 98-107; and Sec. 101(b)(1) of Public Law 98-151. The following table reflects the funding levels as provided under Sec. 101(b)(1) of Public Law 98-151 (see pp. 513-517, this volume, for text of Sec. 101(b)(1) of Public Law 98-151).]

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
RECAPITULATION			
Total, titles I, II, III, new budget *(obligational)* authority	$9,085,425,056	$8,921,401,636	−$164,023,420
Total, title IV, Export-Import Bank, new budget *(obligational)* authority (borrowing authority)	[3] 2,552,000,000	[4] 2,587,000,000	+35,000,000
Grand total, all titles, new budget *(obligational)* authority	11,637,425,056	11,508,401,636	−129,023,420
Memoranda:			
(Limitation on guaranteed loans)	*(14,956,000,000)*	*(14,651,250,000)*	*(−304,750,000)*
(Limitation on direct loans)	*(5,699,910,000)*	*(6,195,061,450)*	*(+495,151,450)*
(Limitation on callable capital)	*(2,889,522,779)*	*(2,095,022,666)*	*(−794,500,113)*
(Program limitations)	*(345,000,000)*	*(245,000,000)*	*(−100,000,000)*
(Foreign currency limitation)	*(1,100,000)*	*(1,100,000)*	

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[1] Includes the following budget amendments:

H. Doc. 98-50:	
Funds appropriated to the President:	
International Financial Institutions: Contribution to the Asian Development Bank	$6,288,925
(Limitation on callable capital subscriptions)	*(26,859,319)*
Foreign Military Credit Sales: *Loan guarantees*	*(220,000,000)*
H. Doc. 98-111:	
Funds appropriated to the President:	
International Financial Institutions:	
Contribution to the Inter-American Development Bank: Inter-American Investment Corporation	−20,000,000
H. Doc. 98-127:	
Funds appropriated to the President:	
Agency for International Development:	
African Development Foundation	$3,000,000
Total budget amendments:	
New budget *(obligational)* authority *(net)*	−10,711,075
(Limitations)	*(246,859,319)*

[2] These funds are deobligated from monies appropriated in previous fiscal years and are reobligated for use in the current fiscal year. Consequently, they are reflected as indefinite new budget *(obligational)* authority.

[3] Reflects informal adjustment of +$95,495,000 due to reestimate of offsetting receipts. President's Budget for fiscal year 1984 (H. Doc. 98-3) requested $2,456,505,000 for this account.

[4] Budget authority of $2,587,000,000 for Export-Import Bank reflects impact of miscellaneous receipts on the direct loan limitation of $3,865,000,000 shown under title IV.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT—INDEPENDENT AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-45, APPROVED JULY 12, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I			
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT			
HOUSING PROGRAMS			
Annual contributions for assisted housing *(contract authority)*	$3,595,860,896	$9,912,928,000	+$6,317,067,104
(Increased limitation for annual contract authority)	*(509,636,806)*	*(636,336,000)*	*(+126,699,194)*
Rent supplement *(rescission of contract authority, indefinite)*	*(−2,374,777,000)*	−2,374,777,000	[2] −2,374,777,000
(Limitation on annual contract authority, indefinite)	*(−93,326,000)*	*(−93,326,000)*	
Rental housing assistance *(rescission of contract authority, indefinite)*	*(−483,120,000)*	−483,120,000	[2] −483,120,000
(Limitation on annual contract authority, indefinite)	*(−13,320,000)*	*(−13,320,000)*	
Housing payments *(appropriation to liquidate contract authority)*	*(10,697,000,000)*	*(10,697,000,000)*	
Housing for the elderly or handicapped fund *(authority to borrow)*	436,102,000	626,502,000	+190,400,000
(Limitation on direct loans)	*(476,000,000)*	*(666,400,000)*	*(+190,400,000)*
Payments for operation of low-income housing projects	1,636,500,000	1,362,200,000	−274,300,000
Indian housing grants	76,000,000		−76,000,000
Housing counseling assistance		3,500,000	+3,500,000
Federal Housing Administration Fund	252,974,000	252,974,000	
Portion applied to debt reduction	−173,334,000	−173,334,000	
(Limitation on guaranteed loans)	*(39,800,000,000)*	*(50,900,000,000)*	*(+11,100,000,000)*
Temporary mortgage assistance payments *(limitation on direct loans)*	*(56,390,000)*	*(56,390,000)*	
Total, Federal Housing Administration Fund	79,640,000	79,640,000	
Nonprofit sponsor assistance *(limitation on direct loans)*	*(1,880,000)*	*(2,632,000)*	*(+752,000)*
GOVERNMENT NATIONAL MORTGAGE ASSOCIATION			
Payment of participation sales insufficiencies	1,997,000	1,997,000	
Guarantees of mortgage-backed securities *(limitation on guaranteed loans)*	*(58,650,000,000)*	*(68,250,000,000)*	*(+9,600,000,000)*
Total, Housing Programs *(net)*	5,826,099,896	9,128,870,000	+3,302,770,104
SOLAR ENERGY AND ENERGY CONSERVATION BANK			
Assistance for solar and conservation improvements		25,000,000	+25,000,000
COMMUNITY PLANNING AND DEVELOPMENT			
Community development grants	3,500,000,000	3,468,000,000	−32,000,000
(Limitation on guaranteed loans)		*(225,000,000)*	*(+225,000,000)*
Urban development action grants	196,000,000	440,000,000	+244,000,000
Urban homesteading	12,000,000	12,000,000	
Rental rehabilitation grants	150,000,000		−150,000,000
Total, Community Planning and Development	3,858,000,000	3,920,000,000	+62,000,000
POLICY DEVELOPMENT AND RESEARCH			
Research and technology	18,000,000	19,000,000	+1,000,000

See footnotes at end of table, p. 1117.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT—INDEPENDENT AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-45, APPROVED JULY 12, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
FAIR HOUSING AND EQUAL OPPORTUNITY			
Fair housing assistance	$4,700,000	$4,700,000	
MANAGEMENT AND ADMINISTRATION			
Salaries and expenses	303,107,000	300,950,000	−$2,157,000
(By transfer, FHA funds)	*(271,114,000)*	*(271,114,000)*	
Total, title I, Department of Housing and Urban Development:			
New budget *(obligational)* authority *(net)*	10,009,906,896	13,398,520,000	+3,388,613,104
Appropriations	(6,151,278,000)	(5,890,321,000)	(−260,957,000)
Portion applied to debt reduction	(−173,334,000)	(−173,334,000)	
Contract authority	(3,595,860,896)	(9,912,928,000)	(+6,317,067,104)
Rescission of contract authority, indefinite	*(−2,857,897,000)*	(−2,857,897,000)	[2](−2,857,897,000)
Authority to borrow	(436,102,000)	(626,502,000)	(+190,400,000)
(Appropriation to liquidate contract authority)	*(10,697,000,000)*	*(10,697,000,000)*	
(Increased limitation for annual contract authority)	*(509,636,806)*	*(636,336,000)*	*(+126,699,194)*
(Limitation on annual contract authority, indefinite)	*(−106,646,000)*	*(−106,646,000)*	
(Limitation on direct loans)	*(534,270,000)*	*(725,422,000)*	*(+191,152,000)*
(Limitation on corporate funds to be expended)	*(271,114,000)*	*(271,114,000)*	
TITLE II			
INDEPENDENT AGENCIES			
AMERICAN BATTLE MONUMENTS COMMISSION			
Salaries and expenses	10,837,000	10,462,000	−375,000
CONSUMER PRODUCT SAFETY COMMISSION			
Salaries and expenses	32,000,000	35,000,000	+3,000,000
DEPARTMENT OF DEFENSE—CIVIL			
CEMETERIAL EXPENSES, ARMY			
Salaries and expenses	8,203,000	8,203,000	
ENVIRONMENTAL PROTECTION AGENCY			
Salaries and expenses	574,889,000	574,900,000	+11,000
Research and development	142,669,000	142,700,000	+31,000
Abatement, control and compliance	393,933,000	393,900,000	−33,000
Buildings and facilities	2,600,000	2,600,000	
Payment to the hazardous substance response trust fund	44,000,000	44,000,000	
Hazardous substance response trust fund	410,000,000	410,000,000	
Construction grants	2,400,000,000	2,430,000,000	+30,000,000
Total, Environmental Protection Agency	3,968,091,000	3,998,100,000	+30,009,000
EXECUTIVE OFFICE OF THE PRESIDENT			
Council on Environmental Quality and Office of Environmental Quality	913,000	700,000	−213,000
Office of Science and Technology Policy	2,088,000	1,950,000	−138,000
Total, Executive Office of the President	3,001,000	2,650,000	−351,000

See footnotes at end of table, p. 1117.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT—INDEPENDENT AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-45, APPROVED JULY 12, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
FEDERAL EMERGENCY MANAGEMENT AGENCY			
Salaries and expenses	$127,591,000	$121,110,000	−$6,481,000
State and local assistance	209,716,000	169,176,000	−40,540,000
Emergency planning and assistance	185,100,000	146,308,000	−38,792,000
National flood insurance fund	37,521,000	37,521,000	
Portion applied to debt reduction	−37,521,000	−37,521,000	
Total, Federal Emergency Management Agency	522,407,000	436,594,000	−85,813,000
GENERAL SERVICES ADMINISTRATION			
Consumer Information Center	1,449,000	1,349,000	−100,000
DEPARTMENT OF HEALTH AND HUMAN SERVICES			
Office of Consumer Affairs	2,011,000	2,011,000	
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION			
Research and development	5,708,500,000	2,011,900,000	−3,696,600,000
Space flight, control and data communications		3,791,600,000	+3,791,600,000
Construction of facilities	150,500,000	135,500,000	−15,000,000
Research and program management	1,247,500,000	1,238,500,000	−9,000,000
Total, National Aeronautics and Space Administration	7,106,500,000	7,177,500,000	+71,000,000
NATIONAL CREDIT UNION ADMINISTRATION			
Central liquidity facility:			
(Limitation on borrowing authority)	*(600,000,000)*	*(600,000,000)*	
(Limitation on administrative expenses)	*(850,000)*	*(850,000)*	
NATIONAL SCIENCE FOUNDATION			
Research and related activities	1,250,700,000	1,140,300,000	−110,400,000
United States Antarctic Program activities		102,100,000	+102,100,000
Science education activities	39,000,000	75,000,000	+36,000,000
Scientific activities overseas *(special foreign currency program)*	2,600,000	2,900,000	+300,000
Total, National Science Foundation	1,292,300,000	1,320,300,000	+28,000,000
NEIGHBORHOOD REINVESTMENT CORPORATION			
Payment to the Neighborhood Reinvestment Corporation	15,512,000	15,512,000	
SELECTIVE SERVICE SYSTEM			
Salaries and expenses	25,499,000	24,500,000	−999,000
DEPARTMENT OF THE TREASURY			
Payments to State and Local Government Fiscal Assistance Trust Fund	4,566,700,000	4,566,700,000	
Office of Revenue Sharing, salaries and expenses	7,678,000	7,278,000	−400,000
Total, Department of the Treasury	4,574,378,000	4,573,978,000	−400,000
VETERANS ADMINISTRATION			
Compensation and pensions	13,842,000,000	13,842,000,000	
Readjustment benefits	1,371,000,000	1,371,000,000	
Veterans insurance and indemnities	7,400,000	7,400,000	
Medical care	8,058,526,000	8,070,726,000	+12,200,000

See footnotes at end of table, p. 1117.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT—INDEPENDENT AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-45, APPROVED JULY 12, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), [1] appropriations compared with estimates
Medical and prosthetic research	$156,325,000	$162,325,000	+$6,000,000
Medical administration and miscellaneous operating expenses	66,552,000	66,552,000	
General operating expenses	719,088,000	712,088,000	−7,000,000
Construction, major projects	[3] 410,992,000	345,692,000	−65,300,000
Construction, minor projects	193,878,000	185,378,000	−8,500,000
Grants for construction of State extended care facilities	18,000,000	18,000,000	
Grants for construction of State veterans cemeteries	3,000,000	3,000,000	
Grants to the Republic of the Philippines	500,000	500,000	
Direct loan revolving fund *(limitation on direct loans)*	*(1,000,000)*	*(1,000,000)*	
Total, Veterans Administration	[4] 24,847,261,000	24,784,661,000	−62,600,000
Total, title II, Independent Agencies:			
New budget *(obligational)* authority	42,409,449,000	42,390,820,000	−18,629,000
Appropriations	(42,446,970,000)	(42,428,341,000)	(−18,629,000)
Portion applied to debt reduction	(−37,521,000)	(−37,521,000)	
(Limitation on borrowing authority)	*(600,000,000)*	*(600,000,000)*	
(Limitation on direct loans)	*(1,000,000)*	*(1,000,000)*	
(Limitation on corporate funds to be expended)	*(850,000)*	*(850,000)*	
TITLE III			
CORPORATIONS			
Federal Home Loan Bank Board:			
(Limitation on non-administrative expenses)	*(40,570,000)*	*(40,570,000)*	
(Limitation on administrative expenses)	*(25,820,000)*	*(25,820,000)*	
Federal Savings and Loan Insurance Corporation, *(limitation on administrative expenses)*	*(1,245,000)*	*(1,245,000)*	
Total, title III, Corporations	*(67,635,000)*	*(67,635,000)*	
RECAPITULATION			
Grand total:			
New budget *(obligational)* authority *(net)*	52,419,355,896	55,789,340,000	+3,369,984,104
Appropriations	(48,598,248,000)	(48,318,662,000)	(−279,586,000)
Portion applied to debt reduction	(−210,855,000)	(−210,855,000)	
Contract authority	(3,595,860,896)	(9,912,928,000)	(+6,317,067,104)
Rescission of contract authority, indefinite	*(−2,857,897,000)*	(−2,857,897,000)	[2] (−2,857,897,000)
Authority to borrow	(436,102,000)	(626,502,000)	(+190,400,000)
(Appropriations to liquidate contract authority)	*(10,697,000,000)*	*(10,697,000,000)*	
(Increased limitation for annual contract authority)	*(509,636,806)*	*(636,336,000)*	*(+126,699,194)*
(Limitation on annual contract authority, indefinite)	*(−106,646,000)*	*(−106,646,000)*	
(Limitation on borrowing authority)	*(600,000,000)*	*(600,000,000)*	
(Limitation on direct loans)	*(535,270,000)*	*(726,422,000)*	*(+191,152,000)*
(Limitation on guaranteed loans)	*(98,450,000,000)*	*(119,375,000,000)*	*(+20,925,000,000)*
(Limitation on corporate funds to be expended)	*(339,599,000)*	*(339,599,000)*	

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[1] Includes the following budget amendments:

H. Doc. 98-50:	
Department of Housing and Urban Development:	
Annual contributions for assisted housing *(contract authority)*	$3,081,152,796
(Increased limitation on annual contract authority)	*(100,981,000)*
Veterans Administration Medical care	−20,000,000
Total, H. Doc. 98-50 *(net)*	3,061,152,796
H. Doc. 98-73:	
Environmental Protection Agency:	
Salaries and expenses	34,500,000
Research and development	31,000,000
Abatement control and compliance	$100,000,000
Hazardous substance response trust fund	100,000,000
Total, H. Doc. 98-73	265,500,000
Total budget amendments *(net)*	3,326,652,796
(Increased limitation)	*(100,981,000)*

[2] Reflects actual rescission rather than comparison with request.

[3] In addition, $263,400,000 requested in the President's fiscal year 1984 budget (H. Doc. 98-3) considered in the Supplemental Appropriations Act for 1983, Public Law 98-63.

[4] In addition, $150,000,000 for Veterans job training requested in H. Doc. 98-115 considered in Public Law 98-151 ($75,000,000) and Public Law 98-181 ($75,000,000).

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-146, APPROVED NOVEMBER 4, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—DEPARTMENT OF THE INTERIOR			
LAND AND WATER RESOURCES			
BUREAU OF LAND MANAGEMENT			
Management of lands and resources	$352,563,000	$359,601,000	+$7,038,000
Construction and access	1,200,000	1,200,000	
Payments in lieu of taxes	96,320,000	105,000,000	+8,680,000
Land acquisition	130,000	1,391,000	+1,261,000
Oregon and California grant lands	49,136,000	51,536,000	+2,400,000
Range improvements *(indefinite)*	10,000,000	10,000,000	
Service charges, deposits, and forfeitures *(indefinite)*	13,000,000	10,000,000	−3,000,000
Miscellaneous trust funds *(indefinite)*	100,000	100,000	
Total, Bureau of Land Management	522,449,000	538,828,000	+16,379,000
FISH AND WILDLIFE AND PARKS			
UNITED STATES FISH AND WILDLIFE SERVICE			
Resource management	246,340,000	270,803,000	+24,463,000
Construction and anadromous fish	14,400,000	27,301,000	+12,901,000
Migratory bird conservation account		7,000,000	+7,000,000
Land acquisition		42,297,000	+42,297,000
National Wildlife Refuge Fund	5,760,000	5,760,000	
Total, United States Fish and Wildlife Service	266,500,000	353,161,000	+86,661,000
NATIONAL PARK SERVICE			
Operation of the national park system	599,792,000	601,095,000	+1,303,000
National recreation and preservation		10,377,000	+10,377,000
Urban park and recreation fund		6,700,000	+6,700,000
Historic preservation fund		26,500,000	+26,500,000
Visitors facilities fund	5,800,000	5,800,000	
Construction	72,475,000	44,037,000	−28,438,000
(Liquidation of contract authority)		*(14,000,000)*	*(+14,000,000)*
Land acquisition and state assistance	44,671,000	148,150,000	+103,479,000
John F. Kennedy Center for the Performing Arts	4,342,000	4,542,000	+200,000
Total, National Park Service	727,080,000	847,201,000	+120,121,000
Total, Fish and Wildlife and Parks	993,580,000	1,200,362,000	+206,782,000
ENERGY AND MINERALS			
GEOLOGICAL SURVEY			
Surveys, investigations, and research	350,928,000	367,080,000	+16,152,000
Digital cartography	6,028,000		−6,028,000
Total, Geological Survey	356,956,000	367,080,000	+10,124,000
MINERALS MANAGEMENT SERVICE			
Leasing and royalty management	163,976,000	163,561,000	−415,000
(Transfer to general fund)	*(−126,550,000)*		*(+126,550,000)*
BUREAU OF MINES			
Mines and minerals	117,583,000	136,425,000	+18,842,000

See footnotes at end of table, p. 1122.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-146, APPROVED NOVEMBER 4, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (–), appropriations compared with estimates
Office of Surface Mining Reclamation and Enforcement			
Regulation and technology	$64,597,000	$65,450,000	+$853,000
Abandoned mine reclamation fund	218,802,000	229,228,000	+10,426,000
Total, Office of Surface Mining Reclamation and Enforcement	283,399,000	294,678,000	+11,279,000
Total, Energy and Minerals	921,914,000	961,744,000	+39,830,000
INDIAN AFFAIRS			
Bureau of Indian Affairs			
Operation of Indian Programs	836,515,000	822,302,000	–14,213,000
Construction	41,325,000	78,920,000	+37,595,000
Road construction	4,000,000	4,000,000	
Eastern Indian land claims fund		900,000	+900,000
Tribal trust funds:			
Definite amount	4,000,000	4,000,000	
Indefinite amount	59,000,000	59,000,000	
Revolving fund for loans *(limitation on direct loans)*	*(13,075,000)*	*(13,075,000)*	
Indian loan guaranty and insurance fund *(limitation on guaranteed loans)*	*(19,000,000)*	*(19,000,000)*	
Total, Bureau of Indian Affairs	944,840,000	969,122,000	+24,282,000
TERRITORIAL AND INTERNATIONAL AFFAIRS			
Administration of territories	62,150,000	79,262,000	+17,112,000
Trust Territory of the Pacific Islands	87,989,000	112,109,000	+24,120,000
Total, Territorial Affairs	150,139,000	191,371,000	+41,232,000
DEPARTMENTAL OFFICES			
Office of the Secretary	44,006,000	44,068,000	+62,000
Office of the Solicitor	19,747,000	19,463,000	–284,000
Office of the Inspector General	17,185,000	16,814,000	–371,000
Office of Water Policy	1,532,000	6,350,000	+4,818,000
Construction Management	896,000	800,000	–96,000
Office of the Secretary *(Special foreign currency program)*	420,000	420,000	
Total, Secretarial Offices	83,786,000	87,915,000	+4,129,000
Total, title I, Department of the Interior:			
New budget *(obligational)* authority	3,616,708,000	3,949,342,000	+332,634,000
Appropriations, definite	(3,534,608,000)	(3,870,242,000)	(+335,634,000)
Appropriations, indefinite	(82,100,000)	(79,100,000)	(–3,000,000)
(Liquidation of contract authority)		*(14,000,000)*	*(+14,000,000)*
Limitation on direct loans	*(13075,000)*	*(13075,000)*	
Limitation on guaranteed loans	*(19,000,000)*	*(19,000,000)*	
TITLE II—RELATED AGENCIES			
DEPARTMENT OF AGRICULTURE			
Forest Service			
Forest research	100,766,000	108,555,000	+7,789,000
State and private forestry	25,058,000	60,579,000	+35,521,000
National forest system	872,841,000	888,506,000	+15,665,000
Construction	239,099,000	251,724,000	+12,625,000
Timber receipts transfer to General Fund *(indefinite)*	*(–40,818,000)*	*(–40,818,000)*	
Timber purchaser credits *(indefinite)*	*(291,300,000)*	*(240,000,000)*	*(–51,300,000)*
Land acquisition	10,070,000	38,552,000	+28,482,000
Acquisition of lands for national forests, special acts	780,000	780,000	
Acquisition of lands to complete land exchanges *(indefinite)*	20,000	20,000	

See footnotes at end of table, p. 1122.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-146, APPROVED NOVEMBER 4, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Range betterment fund *(indefinite)*	$5,200,000	$5,200,000	
Miscellaneous trust funds	90,000	90,000	
Total, Forest Service	1,253,924,000	1,354,006,000	+$100,082,000
DEPARTMENT OF ENERGY			
Fossil energy research and development	94,000,000	259,214,000	+165,214,000
(By transfer)	*(39,000,000)*	*(39,000,000)*	
Naval petroleum and oil shale reserves	266,100,000	256,600,000	−9,500,000
Energy conservation	74,377,000	431,131,000	+356,754,000
Economic regulation	22,591,000	30,330,000	+7,739,000
Strategic petroleum reserve	158,770,000	158,770,000	
SPR petroleum account	*(583,100,000)*	*(650,000,000)*	*(+66,900,000)*
Energy Information Administration	50,800,000	55,870,000	+5,070,000
Total, Department of Energy	666,638,000	1,191,915,000	+525,277,000
DEPARTMENT OF HEALTH AND HUMAN SERVICES			
HEALTH SERVICES ADMINISTRATION			
Indian health services	652,706,000	770,408,000	+117,702,000
Indian health facilities		53,595,000	+53,595,000
Total, Indian health	652,706,000	824,003,000	+171,297,000
DEPARTMENT OF EDUCATION			
OFFICE OF ELEMENTARY AND SECONDARY EDUCATION			
Indian education	1,243,000	68,780,000	+67,537,000
OTHER RELATED AGENCIES			
NAVAJO AND HOPI INDIAN RELOCATION COMMISSION			
Salaries and expenses	16,896,000	18,783,000	+1,887,000
SMITHSONIAN INSTITUTION			
Salaries and expenses	154,354,000	155,263,000	+909,000
Museum programs and related research *(special foreign currency program)*	9,040,000	7,040,000	−2,000,000
Construction and improvements, National Zoological Park	3,500,000	3,500,000	
Restoration and renovation of buildings	9,000,000	9,000,000	
Construction *(rescission)*		−8,000,000	−8,000,000
Salaries and expenses, National Gallery of Art	34,915,000	34,389,000	−526,000
Salaries and expenses, Woodrow Wilson International Center for Scholars	2,568,000	2,568,000	
Total, Smithsonian Institution *(net)*	213,377,000	203,760,000	−9,617,000
NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES			
NATIONAL ENDOWMENT FOR THE ARTS			
Salaries and expenses	[2] 86,800,000	118,900,000	+32,100,000
Administrative expenses	13,100,000	13,100,000	
Subtotal	99,900,000	132,000,000	+32,100,000
Matching grants *(indefinite)*	25,100,000	30,000,000	+4,900,000
Total, National Endowment for the Arts	125,000,000	162,000,000	+37,000,000

See footnotes at end of table, p. 1122.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-146, APPROVED NOVEMBER 4, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (–), appropriations compared with estimates
NATIONAL ENDOWMENT FOR THE HUMANITIES			
Salaries and expenses	$72,840,000	$97,750,000	+$24,910,000
Administrative expenses	12,290,000	12,750,000	+460,000
Subtotal	85,130,000	110,500,000	+25,370,000
Matching grants *(indefinite)*	27,070,000	29,500,000	+2,430,000
Total, National Endowment for the Humanities	112,200,000	140,000,000	+27,800,000
Institute of museum services	11,520,000	20,150,000	+8,630,000
Total, National Foundation on the Arts and the Humanities	248,720,000	322,150,000	+73,430,000
COMMISSION OF FINE ARTS			
Salaries and expenses	365,000	340,000	–25,000
ADVISORY COUNCIL ON HISTORIC PRESERVATION			
Salaries and expenses	1,051,000	1,546,000	+495,000
NATIONAL CAPITAL PLANNING COMMISSION			
Salaries and expenses	2,595,000	2,447,000	–148,000
FRANKLIN DELANO ROOSEVELT MEMORIAL COMMISSION			
Salaries and expenses	20,000	20,000	
PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION			
Salaries and expenses	2,275,000	2,275,000	
Land acquisition and development fund *(borrowing authority)*	4,000,000		–4,000,000
Public development	10,000,000	9,600,000	–400,000
Total, Pennsylvania Avenue Development Corporation	16,275,000	11,875,000	–4,400,000
FEDERAL INSPECTOR FOR THE ALASKA GAS PIPELINE			
Permitting and enforcement	9,115,000	2,963,000	–6,152,000
UNITED STATES HOLOCAUST MEMORIAL COUNCIL			
Holocaust Memorial Council	1,953,000	1,853,000	–100,000
Total, title II, Related Agencies *(net)*:			
New budget *(obligational)* authority *(net)*	3,084,878,000	4,004,441,000	+919,563,000
Appropriations, definite	(3,023,488,000)	(3,947,721,000)	(+924,233,000)
Appropriations, indefinite	(57,390,000)	(64,720,000)	(+7,330,000)
Rescission		(–8,000,000)	(–8,000,000)
Borrowing authority	(4,000,000)		(–4,000,000)
(By transfer)	*(39,000,000)*	*(39,000,000)*	
(Timber receipt transfer to general fund, indefinite)	*(–40,818,000)*	*(–40,818,000)*	
(Timber purchaser credits, indefinite)	*(291,300,000)*	*(240,000,000)*	*(–51,300,000)*
(Off-budget, SPR petroleum account)	*(583,100,000)*	*(650,000,000)*	*(+66,900,000)*

See footnotes at end of table, p. 1122.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-146, APPROVED NOVEMBER 4, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
RECAPITULATION			
Total, all titles:			
New budget *(obligational)* authority *(net)*	$6,701,586,000	$7,953,783,000	+$1,252,197,000
Appropriations, definite	(6,558,096,000)	(7,817,963,000)	(+1,259,867,000)
Appropriations, indefinite	(139,490,000)	(143,820,000)	(+4,330,000)
Rescission		(−8,000,000)	(−8,000,000)
Borrowing authority	(4,000,000)		(−4,000,000)
(By transfer)	*(−87,550,000)*	*(39,000,000)*	*(+126,550,000)*
(Liquidation of contract authority)		*(14,000,000)*	*(+14,000,000)*
(Limitation on direct loans)	*(13,075,000)*	*(13,075,000)*	
(Limitation on guaranteed loans)	*(19,000,000)*	*(19,000,000)*	
(Timber receipt transfer to general fund, indefinite)	*(−40,818,000)*	*(−40,818,000)*	
(Timber purchaser credits, indefinite)	*(291,300,000)*	*(240,000,000)*	*(−51,300,000)*
(Off-budget SPR petroleum account)	*(583,100,000)*	*(650,000,000)*	*(+66,900,000)*

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[1] Includes budget amendments as follows:

H. Doc. 98-50:	
Department of Agriculture:	
Forest Service:	
Construction	−$3,192,000
Department of the Interior:	
Bureau of Indian Affairs:	
Operation of Indian programs	−5,000,000
Construction	−14,550,000
Total, H. Doc. 98-50 *(net)*	−22,742,000
H. Doc. 98-85:	
Department of the Interior:	
Office of the Secretary:	
Office of the Solicitor—salaries and expenses	1,100,000
Office of Surface Mining Reclamation and Enforcement:	
Regulation and technology	1,100,000
Total, H. Doc. 98-85	2,200,000
H. Doc. 98-102:	
Department of the Interior:	
National Park Service:	
Construction	−$5,800,000
National Park System Visitors Facilities Fund	5,800,000
Total, H. Doc. 98-102	
H. Doc. 98-111:	
Department of the Interior:	
Minerals Management Service:	
Minerals and royalty management	8,458,000
National Park Service:	
Land aquisition and State assistance	−10,000,000
Total, H. Doc. 98-111	−1,542,000
Total, budget amendments *(net)*	−22,084,000

[2] Excludes budget amendment of $100,000 in H. Doc. 98-127 submitted too late for consideration.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-139, APPROVED OCTOBER 20, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984 [illegible]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—DEPARTMENT OF LABOR			
EMPLOYMENT AND TRAINING ADMINISTRATION			
Program administration	$86,271,000	$82,739,000	−$3,532,000
(Limitation on trust fund transfer)	*(36,229,000)*	*(35,828,000)*	*(−401,000)*
Training and employment services	3,593,930,000	6,419,408,000	+2,825,478,000
Community service employment for older Americans	[5] 277,100,000	317,300,000	+40,200,000
Federal unemployment benefits and allowances	7,000,000	12,000,000	+5,000,000
State unemployment insurance and employment service operations	25,700,000	72,500,000	+46,800,000
(Limitation on trust fund transfer)	*(2,721,500,000)*	*(3,267,800,000)*	*(+546,300,000)*
Advances to the Unemployment Trust Fund and other funds	7,109,000,000	7,109,000,000	
Total, Employment and Training Administration	11,099,001,000	14,012,947,000	+2,913,946,000
(Limitation on trust fund transfer)	*(2,757,729,000)*	*(3,303,628,000)*	*(+545,899,000)*
LABOR—MANAGEMENT SERVICES ADMINISTRATION			
Salaries and expenses	64,130,000	62,136,000	−1,994,000
EMPLOYMENT STANDARDS ADMINISTRATION			
Salaries and expenses	185,835,000	185,677,000	−158,000
(Limitation on trust fund transfer)	*(380,000)*	*(380,000)*	
Special benefits	215,100,000	220,100,000	+5,000,000
Black Lung Disability Trust Fund:			
Definite	826,244,000	853,994,000	+27,550,000
Indefinite	756,000	756,000	
Total, Employment Standards Administration	1,227,935,000	1,260,527,000	+32,592,000
(Limitation on trust fund transfer)	*(380,000)*	*(380,000)*	
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION			
Salaries and expenses	210,860,000	212,560,000	+1,700,000
MINE SAFETY AND HEALTH ADMINISTRATION			
Salaries and expenses	148,032,000	151,397,000	+3,365,000
BUREAU OF LABOR STATISTICS			
Salaries and expenses	136,290,000	136,587,000	+297,000
DEPARTMENTAL MANAGEMENT			
Salaries and expenses	95,391,000	95,059,000	−332,000
(Limitation on trust fund transfer)	*(9,842,000)*	*(9,842,000)*	
Special foreign currency program	200,000	67,000	−133,000
Office of the Inspector General	37,707,000	37,707,000	
(Limitation on trust fund transfer)	*(6,200,000)*	*(5,700,000)*	*(−500,000)*
Total, Departmental Management	133,298,000	132,833,000	−465,000
(Limitation on trust fund transfer)	*(16,042,000)*	*(15,542,000)*	*(−500,000)*
Total, title I, Department of Labor:			
New budget *(obligational)* authority	13,019,546,000	15,968,987,000	+2,949,441,000
(Limitation on trust fund transfers)	*(2,774,151,000)*	*(3,319,550,000)*	*(+545,399,000)*

See footnotes at end of table, pp. 1128-1129.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-139, APPROVED OCTOBER 20, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1,2,3,4,5]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE II			
DEPARTMENT OF HEALTH AND HUMAN SERVICES			
HEALTH RESOURCES AND SERVICES ADMINISTRATION			
Health resources and services	[6] $1,036,816,000	$1,304,105,000	+$267,289,000
Medical facilities guarantee and loan fund			
Federal interest subsidies for medical facilities	32,000,000	32,000,000	
Total, Health Resources and Services Administration	1,068,816,000	1,336,105,000	+267,289,000
CENTERS FOR DISEASE CONTROL			
Disease control	[6] 340,752,000	374,504,000	+33,752,000
NATIONAL INSTITUTES OF HEALTH			
National Cancer Institute	963,881,000	1,053,442,000	+89,561,000
National Heart, Lung, and Blood Institute	609,248,000	674,674,000	+65,426,000
National Institute of Dental Research	76,944,000	84,312,000	+7,368,000
National Institute of Arthritis, Diabetes, and Digestive and Kidney Diseases	406,505,000	442,543,000	+36,038,000
National Institute of Neurological and Communicative Disorders and Stroke	292,345,000	325,502,000	+33,157,000
National Institute of Allergy and Infectious Diseases	280,809,000	305,678,000	+24,869,000
National Institute of General Medical Sciences	338,255,000	366,844,000	+28,589,000
National Institute of Child Health and Human Development	247,295,000	265,014,000	+17,719,000
National Eye Institute	138,748,000	150,783,000	+12,035,000
National Institute of Environmental Health Sciences	160,565,000	173,000,000	+12,435,000
National Institute on Aging	97,240,000	112,300,000	+15,060,000
Research resources	201,117,000	241,928,000	+40,811,000
John E. Fogarty International Center	9,189,000	11,336,000	+2,147,000
National Library of Medicine	41,963,000	42,113,000	+150,000
Office of the Director	26,720,000	26,720,000	
Buildings and facilities	19,900,000	25,040,000	+5,140,000
Total, National Institutes of Health	3,910,724,000	4,301,229,000	+390,505,000
(Unauthorized, not considered)	*(166,368,000)*		*(−166,368,000)*
ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION			
Alcohol, drug abuse, and mental health	[6] 771,152,000	828,869,000	+57,717,000
(Unauthorized, not considered)	*(17,702,000)*		*(−17,702,000)*
Federal subsidy for Saint Elizabeths Hospital	62,744,000	67,744,000	+5,000,000
Total, Alcohol, Drug Abuse, and Mental Health Administration	833,896,000	896,613,000	+62,717,000
OFFICE OF ASSISTANT SECRETARY FOR HEALTH			
Public Health Service management	122,932,000	105,572,000	−17,360,000
(Limitation on trust fund transfer)	*(300,000)*	*(1,050,000)*	*(+750,000)*
Retirement pay and medical benefits for commissioned officers *(indefinite)*	78,883,000	81,777,000	+2,894,000

See footnotes at end of table, pp. 1128-1129.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-139, APPROVED OCTOBER 20, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [illegible]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Health maintenance organization loan and loan guarantee fund *(limitation on guaranteed loans)*	*($12,360,000)*		*(−$12,360,000)*
Total, Assistant Secretary for Health	201,815,000	$187,349,000	−14,466,000
Total, Public Health Service	6,356,003,000	7,095,800,000	+739,797,000
(Unauthorized, not considered)	*(184,070,000)*		*(−184,070,000)*
(Limitation on trust fund transfer	*(300,000)*	*(1,050,000)*	*(+750,000)*
HEALTH CARE FINANCING ADMINISTRATION			
Grants to States for Medicaid	20,737,578,000	20,673,708,000	−63,870,000
Appropriation available from prior year advance	−5,105,600,000	−5,105,600,000	
Advance appropriations, fiscal year 1985	5,552,000,000	5,552,000,000	
Total, Grants to States for Medicaid:			
New budget *(obligational)* authority *(net)*	21,183,978,000	21,120,108,000	−63,870,000
Appropriations, fiscal year 1984	(15,631,978,000)	(15,568,108,000)	(−63,870,000)
Appropriations, fiscal year 1985	(5,552,000,000)	(5,552,000,000)	
Payments to health care trust funds	17,291,000,000	17,682,000,000	+391,000,000
Program management	83,038,000	90,200,000	+7,162,000
(Limitation on trust fund transfer)	*(982,091,000)*	*(1,024,237,000)*	*(+42,146,000)*
Total, Health Care Financing Administration:			
New budget *(obligational)* authority	38,558,016,000	38,892,308,000	+334,292,000
Appropriations, fiscal year 1984	(33,006,016,000)	(33,340,308,000)	(+334,292,000)
Appropriations, fiscal year 1985	(5,552,000,000)	(5,552,000,000)	
(Limitation on trust fund transfer)	*(982,091,000)*	*(1,024,237,000)*	*(+42,146,000)*
SOCIAL SECURITY ADMINISTRATION			
Payments to social security trust funds	838,583,000	521,258,000	−317,325,000
Special benefits for disabled coal miners	1,027,047,000	1,068,000,000	+40,953,000
Supplemental security income program	7,851,518,000	8,339,000,000	+487,482,000
Appropriation available in prior year		[7] −116,000,000	−116,000,000
Total, Supplemental Security Income Program *(net)*	7,851,518,000	8223,000,000	+371,482,000
Assistance payments program:			
Direct appropriation	7,129,784,000	8,010,000,000	+880,216,000
Appropriation available from prior year advance	−1,718,000,000	−1,718,000,000	
Appropriation available in prior year	−35,378,000	[7] −150,000,000	−114,622,000
Advance appropriation for fiscal year 1985	1,758,454,000	2,073,000,000	+314,546,000
Total, Assistance Payments Program:			
New budget *(obligational)* authority *(net)*	7,134,860,000	8,215,000,000	+1,080,140,000
Appropriations, fiscal year 1984 *(net)*	(5,376,406,000)	(6,142,000,000)	(+765,594,000)
Appropriations, fiscal year 1985	(1,758,454,000)	(2,073,000,000)	(+314,546,000)
Child Support Enforcement	416,463,000	607,000,000	+190,537,000
Appropriation available from prior year advance	−118,000,000	−118,000,000	
Appropriation available in prior year		[7] −57,000,000	−57,000,000
Advance appropriations, fiscal year 1985	102,750,000	138,000,000	+35,250,000
Total, Child Support Enforcement:			
New budget *(obligational)* authority *(net)*	401,213,000	570,000,000	+168,787,000
Appropriations, fiscal year 1984 *(net)*	(298,463,000)	(432,000,000)	(+133,537,000)
Appropriations, fiscal year 1985	(102,750,000)	(138,000,000)	(+35,250,000)

See footnotes at end of table, pp. 1128-1129.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-139, APPROVED OCTOBER 20, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1] [2]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Low income home energy assistance	$1,300,000,000	$1,875,000,000	+$575,000,000
Refugee and entrant assistance *(unauthorized, not considered)*	*(485,428,000)*		*(−485,428,000)*
Limitation on administrative expenses	*(3,723,317,000)*	*(3,718,303,000)*	*(−5,014,000)*
Total, Social Security Administration:			
New budget *(obligational)* authority *(net)*	18,553,221,000	20,472,258,000	+1,919,037,000
Appropriations, fiscal year 1984 *(net)*	(16,692,017,000)	(18,261,258,000)	(+1,569,241,000)
Appropriations, fiscal year 1985	(1,861,204,000)	(2,211,000,000)	(+349,796,000)
(Limitation on administrative expenses)	*(3,723,317,000)*	*(3,718,303,000)*	*(−5,014,000)*
(Unauthorized, not considered)	*(485,428,000)*		*(−485,428,000)*
OFFICE OF HUMAN DEVELOPMENT SERVICES			
Social Services Block Grant (Title XX)	2,440,000,000	2,675,000,000	+235,000,000
Human Development Services	[5] 1,733,276,000	1,849,648,000	+116,372,000
(Unauthorized, not considered)	*(6,720,000)*		*(−6,720,000)*
Human resources research and demonstration	9,250,000		−9,250,000
Family Social Services:			
Discretionary activities	156,326,000	180,735,000	+24,409,000
Entitlement activities	445,170,000	445,170,000	
Work incentives		270,760,000	+270,760,000
Total, Assistant Secretary for Human Development Services	4,784,022,000	5,421,313,000	+637,291,000
(Unauthorized, not considered)	*(6,720,000)*		*(−6,720,000)*
OFFICE OF COMMUNITY SERVICES			
Community services block grant	2,852,000	352,300,000	+349,448,000
DEPARTMENTAL MANAGEMENT			
General departmental management	169,963,000	157,963,000	−12,000,000
(Limitation on trust fund transfer)	*(8,000,000)*	*(8,000,000)*	
Office of the Inspector General	73,392,000	72,292,000	−1,100,000
Less funds advanced in prior year	−10,000,000	−10,000,000	
(Limitation on trust fund transfer)	*(6,000,000)*	*(6,000,000)*	
Medicaid State fraud control units *(indefinite)*	24,871,000	24,871,000	
Advance appropriations, fiscal year 1985	9,000,000	9,000,000	
Total, Office of the Inspector General:			
New budget *(obligational)* authority *(net)*	97,263,000	96,163,000	−1,100,000
Appropriations, fiscal year 1984 *(net)*	(88,263,000)	(87,163,000)	(−1,100,000)
Appropriations, fiscal year 1985	(9,000,000)	(9,000,000)	
Office for Civil Rights	19,363,000	18,945,000	−418,000
(Limitation on trust fund transfer)	*(2,450,000)*	*(2,450,000)*	
Policy research	11,000,000	10,000,000	−1,000,000
Total, Departmental Management:			
New budget *(obligational)* authority *(net)*	297,589,000	283,071,000	−14,518,000
Appropriations, fiscal year 1984 *(net)*	(288,589,000)	(274,071,000)	(−14,518,000)
Appropriations, fiscal year 1985	(9,000,000)	(9,000,000)	
Total, title II, Department of Health and Human Services:			
New budget *(obligational)* authority *(net)*	68,551,703,000	72,517,050,000	+3,965,347,000
Appropriations, fiscal year 1984 *(net)*	(61,129,499,000)	(64,745,050,000)	(+3,615,551,000)
Appropriations, fiscal year 1985	(7,422,204,000)	(7,772,000,000)	(+349,796,000)
(Trust fund limitations)	*(3,723,317,000)*	*(3,718,303,000)*	*(−5,014,000)*
(Limitation on trust fund transfers)	*(998,741,000)*	*(1,041,637,000)*	*(+42,896,000)*
(Limitation on guaranteed loans)	*(12,360,000)*		*(−12,360,000)*
(Unauthorized, not considered)	*(676,118,000)*		*(−676,118,000)*

See footnotes at end of table, pp. 1128-1129.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-139, APPROVED OCTOBER 20, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1] [2]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE III			
DEPARTMENT OF EDUCATION			
Compensatory education for the disadvantaged	$3,013,969,000	$3,487,500,000	+$473,531,000
Special programs	478,879,000	527,867,000	+48,988,000
Bilingual and minority language education	94,534,000	139,365,000	+44,831,000
School assistance in federally affected areas	455,000,000	585,000,000	+130,000,000
Education for the handicapped	1,110,252,000	1,214,445,000	+104,193,000
Rehabilitation services and handicapped research	[3] 1,031,727,000	1,111,400,000	+79,673,000
Vocational and adult education	[3] 492,839,000	831,314,000	+338,475,000
Student financial assistance	[2] [3] 3,517,800,000	3,976,860,000	+459,060,000
Guaranteed student loans	2,047,100,000	2,256,500,000	+209,400,000
Higher education	204,716,000	408,366,000	+203,650,000
Higher education facilities loans and insurance	19,846,000	19,846,000	
College housing loans *(loan limitation)*		*(40,000,000)*	*(+40,000,000)*
Educational research and statistics	56,978,000	56,978,000	
Education and research overseas *(special foreign currency program)*	1,750,000	1,133,000	−617,000
Libraries		86,880,000	+86,880,000
Total, Department of Education	12,525,390,000	14,703,454,000	+2,178,064,000
SPECIAL INSTITUTIONS			
American Printing House for the Blind	5,000,000	5,000,000	
(Not considered by Conference)	*(500,000)*		*(−500,000)*
National Technical Institute for the Deaf	26,300,000	26,300,000	
(Not considered by Conference)	*(1,700,000)*		*(−1,700,000)*
Gallaudet College	52,000,000	52,000,000	
(Not considered by Conference)	*(4,590,000)*		*(−4,590,000)*
Howard University	145,200,000	145,200,000	
(Unauthorized, not considered)	*(14,520,000)*		*(−14,520,000)*
Total, Special Institutions	228,500,000	228,500,000	
(Unauthorized, not considered)	*(20,410,000)*		*(−20,410,000)*
DEPARTMENTAL MANAGEMENT			
Salaries and expenses	238,382,000	230,000,000	−8,382,000
Office for Civil Rights	42,058,000	49,396,000	+7,338,000
Office of the Inspector General	12,989,000	12,989,000	
(Unauthorized, not considered)	*(1,406,000)*		*(−1,406,000)*
Total, Departmental Management	293,429,000	292,385,000	−1,044,000
Total, title III, Department of Education and Special Institutions	13,047,319,000	15,224,339,000	+2,177,020,000
(Unauthorized, not considered)	*(21,716,000)*		*(−21,716,000)*
TITLE IV—RELATED AGENCIES			
Action *(not considered by Conference)*	*(109,730,000)*		*(−109,730,000)*
Corporation for Public Broadcasting:			
FY 1986, current request	75,000,000	130,000,000	+55,000,000
Federal Mediation and Conciliation Service	21,461,000	23,161,000	+1,700,000
Federal Mine Safety and Health Review Commission	3,858,000	3,858,000	
National Commission on Libraries and Information Science	553,000	674,000	+121,000
National Labor Relations Board	134,158,000	133,594,000	−564,000
National Mediation Board	5,758,000	6,238,000	+480,000
Occupational Safety and Health Review Commission	6,331,000	5,982,000	−349,000
Prospective Payment Assessment Commission *(trust funds)*		*(1,500,000)*	*(+1,500,000)*

See footnotes at end of table, pp. 1128–1129.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-139, APPROVED OCTOBER 20, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1] [2]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Railroad Retirement Board:			
Dual benefits payments account	$350,000,000	$420,000,000	+$70,000,000
(Limitation on administration)	*(55,969,000)*	*(56,046,000)*	*(+77,000)*
Soldiers' and Airmen's Home:			
Operation and maintenance *(trust funds)*	*(29,524,000)*	*(30,924,000)*	*(+1,400,000)*
Capital outlay *(trust funds)*	*(1,250,000)*	*(4,550,000)*	*(+3,300,000)*
Total, Soldiers' and Airmen's Home *(trust funds)*	*(30,774,000)*	*(35,474,000)*	*(+4,700,000)*
Total, title IV, related agencies:			
New budget *(obligational)* authority	597,119,000	723,507,000	+126,388,000
Appropriations, fiscal year 1984	(522,119,000)	(593,507,000)	(+71,388,000)
Appropriations, fiscal year 1986	(75,000,000)	(130,000,000)	(+55,000,000)
(Trust fund limitations)	*(86,743,000)*	*(93,020,000)*	*(+6,277,000)*
(Unauthorized, not considered)	*(109,730,000)*		*(−109,730,000)*
Grand total:			
New budget *(obligational)* authority *(net)*	[1]95,215,687,000	104,433,883,000	+9,218,196,000
Appropriations, fiscal year 1984 *(net)*	(87,718,483,000)	(96,531,883,000)	(+8,813,400,000)
Appropriations, fiscal year 1985	(7,422,204,000)	(7,772,000,000)	(+349,796,000)
Appropriations, fiscal year 1986	(75,000,000)	(130,000,000)	(+55,000,000)
(Trust fund limitations)	*(3,810,060,000)*	*(3,811,323,000)*	*(+1,263,000)*
(Limitation on trust fund transfers)	*(3,772,892,000)*	*(4,361,187,000)*	*(+588,295,000)*
(Limitation on guaranteed loans)	*(12,360,000)*	*(40,000,000)*	*(+27,640,000)*
(Unauthorized, not considered)	*(807,564,000)*		*(−807,564,000)*

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[1] Includes the following amendments to the President's Budget:

H. Doc. 98-50:	
Department of Labor:	
Employment and Training Administration: Training and employment services	−$49,400,000
Employment Standards Administration: Black lung disability trust fund	120,000,000
Department of Health and Human Services:	
Centers for Disease Control: Preventive health services	−15,600,000
Assistant Secretary for Health: Grants to States for health	−100,000,000
Office of Human Development Services: Social services block grant	−66,[illegible]00,000
Department of Education:	
Office of Elementary and Secondary Education: Impact aid	−10,000,000
Office of Postsecondary Education: Student financial assistance	−50,000,000
Office of Special Education and Rehabilitative Service: Rehabilitation services and handicapped research	−5,000,000
Total, H. Doc. 98-90 *(net)*	−170,000,000

[2] *Excludes* the following budget requests submitted too late to be considered by the House:

H. Doc. 98-111:	
Department of Health and Human Services:	
Health Resources and Services Administration: Health resources and services	−$12,500,000
Social Security Administration: Payments to social security trust funds	−317,325,000
Health Care Financing Administration:	
Program management *(trust fund limitation)*	*(34,000,000)*
Payments to health care trust funds	391,000,000
National Institutes of Health:	
Research resources	500,000
National Cancer Institute	3,500,000
National Heart, Lung and Blood Institute	2,036,000
National Institute of Allergy and Infectious Diseases	$7,270,000
National Institute of Neurological and Communicative Disorders and Stroke	1,560,000
Centers for Disease Control: Preventive health services	7,300,000
Assistant Secretary for Health	1,190,000
Office of Human Development: Rural development loan fund *(non-add, budget authority provided in previous year)*	*(−9,700,000)*
Social Security Administration: Supplemental Security Income *(by transfer)*	*(318,000,000)*
Total, H. Doc. 98-111 *(net)*	84,531,000
(By transfer)	*(318,000,000)*

Also, *excludes* the following estimates totaling $807,564,000 which were not considered by the Congress due to a lack of authorizing legislation. $789,548,000 of the estimates were subsequently considered in Public Law 98-151, further continuing appropriations for fiscal year 1984 (see table VIII on pp. 1147, 1148, this volume). Balance of $18,016,000 never considered due to lack of authorizing legislation (see table VIIIg, this volume).

H. Doc. 98-3:	
Department of Health and Human Services:	
National Institutes of Health	$166,568,000
Alcohol, Drug Abuse and Mental Health	17,702,000
Refugee and Entrant Assistance	485,328,000
Human Development Services	6,720,000
Department of Education:	
American Printing House for the Blind	500,000
National Technical Institute for the Deaf	1,700,000
Gallaudet College	3,590,000
Howard University	14,520,000
Office of the Inspector General	1,406,000
Related Agencies:	
ACTION	109,730,000
Total, H. Doc. 98-3 *(amendments not considered)*	807,564,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATION ACT, 1984, PUBLIC LAW 98-139, APPROVED OCTOBER 20, 1983—Continued

[3] Includes the following amounts proposed for later transmittal in the President's Budget:

Department of Education:	
Vocational and Adult Education	$492,839,000
Rehabilitation and Handicapped Research	1,036,727,000
Student Financial Assistance	2,713,800,000
Total	4,243,366,000

[4] Excludes $100,000,000 for elderly feeding programs and $76,350,000 for child care feeding programs included in the President's Budget request under Department of Health and Human Services, Human Development Services. These items were considered under the Agriculture Appropriations Act for fiscal year 1984 (see pp. 107 and 109), this volume.

[5] $277,100,000 requested under Department of Health and Human Services, Human Development Services considered under Department of Labor, Community Services Employment for Older Americans.

[6] The President's original budget requested $1,361,729,000 for "Grants to States for Health". This was reduced by $100 million as a result of the budget amendment transmitted in H. Doc. 98-50. The remaining $1,261,729,000 was considered under the following accounts:

Department of Health and Human Services:	
Health Resources and Services	$744,372,000
Preventive Health Services	86,329,000
Alcohol, Drug Abuse and Mental Health	431,028,000

[7] Amounts totalling $323,000,000 are excluded from the totals in this table. Budget authority for these amounts was appropriated as indefinite authority in the fiscal year 1983 Departments of Labor-HHS, Education, and Related Agencies Appropriation Act. Funds included in the fiscal year 1984 Act (Public Law 98-139) liquidates the authority provided in the previous year. This affects the following accounts:

Department of Health and Human Services:	
Supplemental Security Income	−$116,000,000
Assistance Payments	−150,000,000
Child Support Enforcement	−57,000,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

LEGISLATIVE BRANCH APPROPRIATION ACT, 1984, PUBLIC LAW 98-51, APPROVED JULY 14, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—CONGRESSIONAL OPERATIONS			
SENATE			
MILEAGE OF THE VICE PRESIDENT AND SENATORS AND EXPENSE ALLOWANCES OF THE VICE PRESIDENT, THE PRESIDENT PRO TEMPORE, MAJORITY AND MINORITY LEADERS, AND MAJORITY AND MINORITY WHIPS			
Mileage of the Vice President and Senators	$60,000	$60,000	
Expense allowances of the Vice President, the President Pro Tempore, Majority and Minority Leaders and Majority and Minority Whips:			
Vice President	10,000	10,000	
President Pro Tempore of the Senate	10,000	10,000	
Majority Leader of the Senate	10,000	10,000	
Minority Leader of the Senate	10,000	10,000	
Majority Whip of the Senate	5,000	5,000	
Minority Whip of the Senate	5,000	5,000	
Total, expense allowances	50,000	50,000	
Total, Vice President and Senators	110,000	110,000	
SALARIES, OFFICERS AND EMPLOYEES			
Office of the Vice President	1,031,000	1,031,000	
Office of the President pro tempore	139,000	139,000	
Offices of the Majority and Minority Leaders	746,000	881,000	+$135,000
Floor assistants to the Majority and Minority Leaders	139,000		−139,000
Offices of the Majority and Minority Whips	291,000	291,000	
Conference committees	1,012,000	1,012,000	
Offices of the secretaries of the conference of the Majority and the conference of the Minority	156,000	156,000	
Office of the Chaplain	83,000	83,000	
Office of the Secretary	6,602,000	6,602,000	
Administrative, clerical, and legislative assistance to Senators	94,900,000	94,900,000	
Office of Sergeant at Arms and Doorkeeper	32,123,000	32,123,000	
Offices of the secretaries for the Majority and Minority	775,000	775,000	
Agency contributions	19,404,000	15,354,000	−4,050,000
Total, salaries, officers and employees	157,401,000	153,347,000	−4,054,000
OFFICE OF THE LEGISLATIVE COUNSEL OF THE SENATE			
Salaries and expenses	1,314,000	1,280,000	−34,000
OFFICE OF SENATE LEGAL COUNSEL			
Salaries and expenses	555,000	545,000	−10,000
Expense allowances for the Secretary of the Senate, Sergeant at Arms and Doorkeeper of the Senate, and Secretaries for the Majority and Minority of the Senate	12,000	12,000	
CONTINGENT EXPENSES OF THE SENATE			
Senate policy committees	1,715,000	1,712,000	−3,000
Automobiles and maintenance	90,000		−90,000
Inquiries and investigations	45,698,000	45,698,000	
Secretary of the Senate		390,000	+390,000

See footnote at end of table, p. 1134.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

LEGISLATIVE BRANCH APPROPRIATION ACT, 1984, PUBLIC LAW 98-51, APPROVED JULY 14, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Sergeant at Arms and Doorkeeper		$32,869,000	+$32,869,000
Miscellaneous items	$42,508,000	9,174,000	−33,334,000
Postage stamps	11,000		−11,000
Stationery *(revolving fund)*	39,000	39,000	
Total, contingent expenses of the Senate	90,061,000	89,882,000	−179,000
Total, Senate	249,453,000	245,176,000	−4,277,000
HOUSE OF REPRESENTATIVES			
MILEAGE OF MEMBERS			
Mileage of Members	210,000	210,000	
HOUSE LEADERSHIP OFFICES			
Office of the Speaker	721,000	721,000	
Office of the Majority Floor Leader	594,000	594,000	
Office of the Minority Floor Leader	667,000	667,000	
Office of the Majority Whip	548,000	548,000	
Office of the Minority Whip	475,000	475,000	
Total, House leadership offices	3,005,000	3,005,000	
SALARIES, OFFICERS AND EMPLOYEES			
Office of the Clerk	12,502,000	12,502,000	
Office of the Sergeant at Arms	17,173,000	17,173,000	
Office of the Doorkeeper	6,185,000	6,185,000	
Office of the Postmaster	1,845,000	1,845,000	
Office of the Chaplain	68,000	68,000	
Office of the Parliamentarian	575,000	575,000	
Office of the Law Revision Counsel	741,000	741,000	
Office of the Legislative Counsel	3,085,000	3,085,000	
Six minority employees	404,000	404,000	
House Democratic Steering Committee and Caucus	542,000	542,000	
House Republican Conference	542,000	542,000	
Other authorized employees	977,000	977,000	
Total, salaries, officers and employees	44,639,000	44,639,000	
COMMITTEE EMPLOYEES			
Professional and clerical employees *(standing committees)*	34,734,000	34,734,000	
COMMITTEE ON APPROPRIATIONS (Studies and Investigations)			
Salaries and expenses	3,700,000	3,700,000	
COMMITTEE ON THE BUDGET (Studies)			
Salaries and expenses	299,000	299,000	
MEMBERS' CLERK HIRE			
Clerk hire	150,233,000	150,233,000	
CONTINGENT EXPENSES OF THE HOUSE			
ALLOWANCES AND EXPENSES			
Official expenses of Members	67,200,000	67,200,000	
Supplies, materials, administrative costs and Federal tort claims	9,208,000	9,208,000	

See footnote at end of table, p. 1134.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

LEGISLATIVE BRANCH APPROPRIATION ACT, 1984, PUBLIC LAW 98-51, APPROVED JULY 14, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Furniture and furnishings	$985,000	$985,000	
Reporting hearings	850,000	700,000	−$150,000
Reemployed annuitants reimbursement	2,300,000	2,300,000	
Government contributions	22,349,000	22,349,000	
Miscellaneous items	500,000	500,000	
Total, allowances and expenses	103,392,000	103,242,000	−150,000
SPECIAL AND SELECT COMMITTEES			
Salaries and expenses	44,000,000	44,000,000	
Total, contingent expenses of the House	147,392,000	147,242,000	−150,000
Total, House of Representatives	384,212,000	384,062,000	−150,000
JOINT ITEMS			
CONTINGENT EXPENSES OF THE SENATE			
Joint Economic Committee	2,487,000	2,437,000	−50,000
Joint Committee on Printing	855,000	855,000	
Total, contingent expenses of the Senate	3,342,000	3,292,000	−50,000
CONTINGENT EXPENSES OF THE HOUSE			
Joint Committee on Taxation	3,395,000	3,395,000	
OFFICE OF THE ATTENDING PHYSICIAN			
Medical supplies, equipment, expenses, and allowances	653,200	653,000	−200
CAPITOL POLICE			
General expenses	1,612,000	1,612,000	
Capitol Police Board	213,000	213,000	
Total, Capitol Police	1,825,000	1,825,000	
EDUCATION OF PAGES			
Education of congressional pages	295,000	295,000	
OFFICIAL MAIL COSTS			
Expenses	107,077,000	107,077,000	
CAPITOL GUIDE SERVICE			
Salaries and expenses	775,000	775,000	
STATEMENTS OF APPROPRIATIONS			
Preparation	13,000	13,000	
Total, joint items	117,375,200	117,325,000	−50,200
OFFICE OF TECHNOLOGY ASSESSMENT			
Salaries and expenses	14,600,000	14,653,000	+53,000
CONGRESSIONAL BUDGET OFFICE			
Salaries and expenses	16,751,000	16,300,000	−451,000

See footnote at end of table, p. 1134.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

LEGISLATIVE BRANCH APPROPRIATION ACT, 1984, PUBLIC LAW 98-51, APPROVED JULY 14, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
ARCHITECT OF THE CAPITOL			
OFFICE OF THE ARCHITECT OF THE CAPITOL			
Salaries	$4,829,000	$4,806,000	−$23,000
Contingent expenses	210,000	210,000	
Total, Office of the Architect of the Capitol	5,039,000	5,016,000	−23,000
CAPITOL BUILDINGS AND GROUNDS			
Capitol buildings	11,100,000	10,630,000	−470,000
Capitol grounds	3,199,000	3,199,000	
Senate office buildings	17,540,000	17,412,000	−128,000
House office buildings	22,181,000	21,361,000	−820,000
Capitol Power Plant	23,867,000	23,542,000	−325,000
Total, Capitol buildings and grounds	77,887,000	76,144,000	−1,743,000
Total, Architect of the Capitol (except items in Title II)	82,926,000	81,160,000	−1,766,000
LIBRARY OF CONGRESS			
CONGRESSIONAL RESEARCH SERVICE			
Salaries and expenses	38,950,000	36,620,000	−2,330,000
GOVERNMENT PRINTING OFFICE			
Congressional printing and binding	89,537,000	86,580,000	−2,957,000
Total, title I—Congressional Operations	993,804,200	981,876,000	−11,928,200
TITLE II—OTHER AGENCIES			
BOTANIC GARDEN			
Salaries and expenses	2,043,000	2,018,000	−25,000
LIBRARY OF CONGRESS			
Salaries and expenses	134,298,000	130,728,000	−3,570,000
Authority to spend receipts	−4,300,000	−4,300,000	
Net, Salaries and expenses	129,998,000	126,428,000	−3,570,000
Copyright Office, salaries and expenses	16,199,000	16,181,000	−18,000
Auhority to spend receipts	−5,200,000	−5,200,000	
Net, Copyright Office, salaries and expenses	10,999,000	10,981,000	−18,000
Books for the blind and physically handicapped, salaries and expenses	35,691,000	35,099,000	−592,000
Collection and distribution of library materials *(special foreign currency program)*:			
Payments in Treasury-owned foreign currencies	3,976,000	2,476,000	−1,500,000
U.S. dollars	486,000	486,000	
Total, collection and distribution of library materials	4,462,000	2,962,000	−1,500,000
Furniture and furnishings	1,657,000	1,524,000	−133,000
Total, Library of Congress (except Congressional Research Service) *(net)*	182,807,000	176,994,000	−5,813,000

See footnote at end of table, p. 1134.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

LEGISLATIVE BRANCH APPROPRIATION ACT, 1984, PUBLIC LAW 98-51, APPROVED JULY 14, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
ARCHITECT OF THE CAPITOL			
LIBRARY BUILDINGS AND GROUNDS			
Structural and mechanical care	$6,410,000	$5,980,000	−$430,000
COPYRIGHT ROYALTY TRIBUNAL			
Salaries and expenses	650,000	700,000	+50,000
Authority to spend receipts	−170,000	−490,000	−320,000
Net total, Copyright Royalty Tribunal	480,000	210,000	−270,000
GOVERNMENT PRINTING OFFICE			
Printing and binding	14,571,000	13,420,000	−1,151,000
Office of Superintendent of Documents, salaries and expenses	25,738,000	25,700,000	−38,000
Total, Government Printing Office (except Congressional printing and binding)	40,309,000	39,120,000	−1,189,000
GENERAL ACCOUNTING OFFICE			
Salaries and expenses	269,625,000	267,161,000	−2,464,000
Total, title II—other agencies *(net)*	501,674,000	491,483,000	−10,191,000
Grand total, all titles, new budget *(obligational)* authority *(net)*	1,495,478,200	1,473,359,000	−22,119,200

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[1] Includes the following budget amendments:

H. Doc. 98-50:	
Senate: Contingent expenses of the Senate: Miscellaneous items	$100,000
Joint items: Office of the Attending Physician	7,200
Total, H. Doc. 98-50	107,200
H. Doc. 98-58:	
House of Representatives:	
House leadership offices	90,000
H. Doc. 98-65:	
Senate:	
Expense allowances of the Vice President, President Pro Tempore, majority and minority leaders, and majority and minority whips	5,000
Salaries, officers and employees:	
Administrative, clerical, and legislative assistance to Senators	197,000
Office of the Sergeant at Arms and Doorkeeper	−3,397,000
Agency contributions	−262,000
Expense allowances for the Secretary of the Senate, Sergeant at Arms and Doorkeeper of the Senate, and secretaries for the majority and minority of the Senate	$4,000
Contingent expenses of the Senate: Miscellaneous items	1,427,000
Total, H. Doc. 98-65 *(net)*	−2,026,000
H. Doc. 98-73:	
Senate:	
Salaries, officers and employees: Conference committees	100,000
H. Doc. 98-83:	
Architect of the Capitol:	
Library buildings and grounds: Structural and mechanical care	1,156,000
Total, budget amendments *(net)*	−578,800

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

MILITARY CONSTRUCTION APPROPRIATIONS ACT, 1984, PUBLIC LAW 98-116, APPROVED OCTOBER 11, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984 [1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Military construction, Army	$1,375,000,000	$1,184,140,000	−$190,860,000
Military construction, Navy	1,343,700,000	1,206,517,000	−137,183,000
Military construction, Air Force	2,300,900,000	1,501,993,000	−798,907,000
Rescission		−91,000,000	−91,000,000
Subtotal, military construction, Air Force *(net)*	2,300,900,000	1,410,993,000	−889,907,000
Military construction, Defense agencies	398,400,000	281,802,000	−116,598,000
Transfer, not to exceed	*(20,000,000)*		*(−20,000,000)*
North Atlantic Treaty Organization Infrastructure	150,000,000	50,000,000	−100,000,000
Military construction, Army National Guard	55,300,000	67,620,000	+12,320,000
Military construction, Air National Guard	79,900,000	108,888,000	+28,988,000
Military construction, Army Reserve	52,700,000	54,700,000	+2,000,000
Military construction, Naval Reserve	24,800,000	30,605,000	+5,805,000
Military construction, Air Force Reserve	42,200,000	41,200,000	−1,000,000
Total, military construction *(net)*	5,822,900,000	4,436,465,000	−1,386,435,000
Family housing, Army	1,272,639,000	1,266,703,000	−5,936,000
Portion applied to debt reduction	−31,700,000	−31,700,000	
Subtotal, family housing, Army	1,240,939,000	1,235,003,000	−5,936,000
Family housing, Navy	703,877,000	638,626,000	−65,251,000
Portion applied to debt reduction	−28,133,000	−28,133,000	
Subtotal, family housing, Navy	675,744,000	610,493,000	−65,251,000
Family housing, Air Force	947,176,000	855,811,000	−91,365,000
Portion applied to debt reduction	−51,376,000	−51,376,000	
Subtotal, family housing, Air Force	895,800,000	804,435,000	−91,365,000
Family housing, Defense agencies	19,744,000	17,841,000	−1,903,000
Total family housing *(budget authority)*	2,943,436,000	2,778,981,000	−164,455,000
Total portion applied to debt reduction	−111,209,000	−111,209,000	
Total, family housing	2,832,227,000	2,667,772,000	−164,455,000
Grand total, new budget *(obligational)* authority *(net)*	8,655,127,000	7,104,237,000	−1,550,890,000
Appropriations	(8,655,127,000)	(7,195,237,000)	(−1,459,890,000)
Rescission		(−91,000,000)	(−91,000,000)

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[1] Excludes following budget amendments which were received too late for consideration:

H. Doc. 98-111:	
Military construction, Army	−$5,900,000
Military construction, Navy	−16,000,000
Military construction, Air Force	−390,000,000
Military construction, Defense Agencies	−5,000,000
Military construction, Army National Guard	−1,000,000
Military construction, Air National Guard	−1,000,000
Military construction, Army Reserve	−1,000,000
Military construction, Air Force Reserve	−$1,000,000
Family housing, Army	−23,000,000
Family housing, Navy	−9,000,000
Family housing, Air Force	−35,000,000
Total, H. Doc. 98-111	−487,900,000
H. Doc. 98-127:	
Military construction, Air Force, 1984	55,000,000
H. Doc. 98-133:	
Military construction, Navy, 1984	30,000,000
Total, budget amendments *(net)*	−402,900,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES APPROPRIATIONS ACT, 1984, PUBLIC LAW 98-78, APPROVED AUGUST 15, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—DEPARTMENT OF TRANSPORTATION			
OFFICE OF THE SECRETARY			
Salaries and expenses	$42,537,000	$41,275,000	−$1,262,000
Transportation planning, research, and development	7,256,000	4,878,000	−2,378,000
(Limitation on working capital fund)	*(68,198,000)*	*(67,974,000)*	*(−224,000)*
Total, Office of the Secretary	49,793,000	46,153,000	−3,640,000
COAST GUARD			
Operating expenses	1,687,806,000	1,656,256,000	−31,550,000
Appropriation for debt reduction	−263,544	−263,544	
(By transfer)		*(12,550,000)*	*(+12,550,000)*
Total, operating expenses	1,687,542,456	1,655,992,456	−31,550,000
Acquisition, construction, and improvements	378,600,000	369,000,000	−9,600,000
Alteration of bridges	13,200,000	8,600,000	−4,600,000
Retired pay	341,300,000	341,300,000	
Reserve training	54,805,000	54,805,000	
Research, development, test, and evaluation	22,000,000	22,500,000	+500,000
Offshore oil pollution compensation fund	1,000,000	1,000,000	
(Limitation on obligations)	*(60,000,000)*	*(60,000,000)*	
Deepwater port liability fund	1,000,000	1,000,000	
(Limitation on obligations)	*(50,000,000)*	*(50,000,000)*	
National recreational boating safety and facilities improvement fund:			
(Limitation on obligations)	*(15,000,000)*	*(12,500,000)*	*(−2,500,000)*
(Liquidation of contract authorization)	*(15,000,000)*	*(12,500,000)*	*(−2,500,000)*
Total, Coast Guard	2,499,447,456	2,454,197,456	−45,250,000
FEDERAL AVIATION ADMINISTRATION			
Headquarters administration	62,076,000	56,900,000	−5,176,000
Operations	2,639,522,000	2,500,000,000	−139,522,000
Subtotal, Operations and headquarters administration	2,701,598,000	2,556,900,000	−144,698,000
Facilities and equipment *(Airport and Airway Trust Fund)*	1,000,000,000	750,000,000	−250,000,000
Research, engineering and development *(Airport and Airway Trust Fund)*	285,984,000	263,452,000	−22,532,000
Grants-in-aid for airports:			
(Liquidation of contract authorization) (Airport and Airway Trust Fund)	*(745,000,000)*	*(745,000,000)*	
(Limitation on obligations)	*(700,000,000)*	*(800,000,000)*	*(+100,000,000)*
Operation and maintenance, Metropolitan Washington Airports	34,557,000	34,557,000	
Construction, Metropolitan Washington Airports	15,250,000	14,250,000	−1,000,000
Aircraft purchase loan guarantee program *(limitation on borrowing authority)*	*(175,000,000)*	*(175,000,000)*	
Total, Federal Aviation Administration	4,037,389,000	3,619,159,000	−418,230,000
FEDERAL HIGHWAY ADMINISTRATION			
(Limitation on general operating expenses)	*(202,687,000)*	*(200,000,000)*	*(−2,687,000)*
Motor carrier safety	13,020,000	13,020,000	
Motor carrier safety grants *(trust fund)*	10,000,000	8,000,000	−2,000,000
Highway safety research and development *(trust fund)*	8,600,000	8,500,000	−100,000
Highway-related safety grants:			
(Liquidation of contract authorization) (trust fund)	*(9,748,000)*	*(9,748,000)*	
(Limitation on obligations)	*(10,000,000)*	*(10,000,000)*	

See footnote at end of table, p. 1139.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES APPROPRIATIONS ACT, 1984, PUBLIC LAW 98-78, APPROVED AUGUST 15, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Railroad-highway crossings demonstration projects		$15,000,000	+$15,000,000
Federal-aid highways:			
(Liquidation of contract authorization) (trust fund)	*($11,600,000,000)*	*(11,600,000,000)*	
(Limitation on obligations)	*(12,600,000,000)*	[2]*(12,600,000,000)*	
Emergency relief		20,000,000	+20,000,000
Mianus bridge emergency assistance		1,000,000	+1,000,000
Right-of-way Revolving Fund *(limitation on direct loans) (trust fund)*	*(30,000,000)*	*(30,000,000)*	
Access highways to public recreation areas on cetain lakes		4,270,000	+4,270,000
Waste isolation pilot project roads		5,800,000	+5,800,000
Total, Federal Highway Administration	31,620,000	75,590,000	+43,970,000
NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION			
Operations and research	77,998,000	78,000,000	+2,000
Highway traffic safety grants:			
(Liquidation of contract authorization) (trust fund)	*(118,000,000)*	*(118,000,000)*	
State and community highway safety *(limitation on obligations)*	*(77,000,000)*	*(100,000,000)*	*(+23,000,000)*
Alcohol safety incentive grants *(limitation on obligations)*		*(37,950,000)*	*(+37,950,000)*
(Cumulative limitation on obligations)	*(5,000,000)*	*(5,000,000)*	
Total, National Highway Traffic Safety Administration	77,998,000	78,000,000	+2,000
FEDERAL RAILROAD ADMINISTRATION			
Office of the Administrator	13,867,000	11,680,000	−2,187,000
Railroad safety	26,514,000	28,900,000	+2,386,000
Railroad research and development	16,675,000	16,225,000	−450,000
Rail Service Assistance	9,340,000	24,240,000	+14,900,000
Authority to borrow	854,000	854,000	
Total, rail service assistance	10,194,000	25,094,000	+14,900,000
Conrail labor protection	20,000,000	16,000,000	−4,000,000
(By transfer)		*(4,000,000)*	*(+4,000,000)*
Rock Island labor protection		35,000,000	+35,000,000
Northeast corridor improvement program	100,000,000	100,000,000	
Grants to the National Railroad Passenger Corporation	662,000,000	716,400,000	+54,400,000
Railroad Rehabilitation and Improvement Financing Funds: *(Limitation on new loan guarantees)*		*(20,000,000)*	*(+20,000,000)*
Illinois feeder line assistance *(by transfer)*		*(3,000,000)*	*(+3,000,000)*
Total, Federal Railroad Administration	849,250,000	949,299,000	+100,049,000
URBAN MASS TRANSPORTATION ADMINISTRATION			
Administrative expenses	29,666,000	29,200,000	−466,000
Research, development, and demonstrations and university research and training	52,000,000	54,800,000	+2,800,000
Formula grants	1,973,500,000	2,388,592,200	+415,092,200
Discretionary grants:			
(Limitation on obligations)	*(1,100,000,000)*	*(1,225,000,000)*	*(+125,000,000)*
(Liquidation of contract authorization)	*(242,000,000)*	*(242,000,000)*	
Interstate transfer grants—transit	380,000,000	295,400,000	−84,600,000
Washington Metro	230,000,000	250,000,000	+20,000,000
Total, Urban Mass Transportation Administration	2,665,166,000	3,017,992,200	+352,826,200
SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION			
(Limitation on administrative expenses)	*(1,825,000)*	*(1,800,000)*	*(−25,000)*

See footnote at end of table, p. 1139.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES APPROPRIATIONS ACT, 1984, PUBLIC LAW 98-78, APPROVED AUGUST 15, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Research and Special Programs Administration			
Research and special programs	$20,287,000	$20,200,000	−$87,000
Office of the Inspector General			
Salaries and expenses	25,895,000	26,795,000	+900,000
Total, title I, Department of Transportation:			
New budget *(obligational)* authority	10,256,845,456	10,287,385,656	+30,540,200
Appropriations	(10,256,255,000)	(10,286,795,200)	(+30,540,200)
Appropriations for debt reduction	(−263,544)	(−263,544)	
Authority to borrow	(854,000)	(854,000)	
(By transfer)		*(19,550,000)*	*(+19,550,000)*
(Limitations)	*(204,512,000)*	*(201,800,000)*	*(−2,712,000)*
(Limitations on obligations)	*(14,612,000,000)*	*(14,895,450,000)*	*(+283,450,000)*
(Limitations on direct loans)	*(30,000,000)*	*(30,000,000)*	
(Limitations on new loan guarantees)		*(20,000,000)*	*(+20,000,000)*
(Limitation on working capital fund)	*(68,198,000)*	*(67,974,000)*	*(−224,000)*
(Liquidation of contract authorization)	*(12,729,738,000)*	*(12,727,238,000)*	*(−2,500,000)*
TITLE II—RELATED AGENCIES			
Architectural and Transportation Barriers Compliance Board			
Salaries and expenses	1,700,000	1,900,000	+200,000
National Transportation Safety Board			
Salaries and expenses	19,735,000	20,858,000	+1,123,000
Civil Aeronautics Board			
Salaries and expenses	20,890,000	18,400,000	−2,490,000
Payments to air carriers	50,800,000	50,800,000	
Total, Civil Aeronautics Board	71,690,000	69,200,000	−2,490,000
Interstate Commerce Commission			
Salaries and expenses	58,038,000	60,000,000	+1,962,000
Payments for directed rail service *(limitation on obligations)*	*(10,000,000)*	*(5,000,000)*	*(−5,000,000)*
Panama Canal Commission			
Operating expenses	424,362,000	409,662,000	−14,700,000
Capital outlay	29,438,000	29,438,000	
Total, Panama Canal Commission	453,800,000	439,100,000	−14,700,000
United States Railway Association			
Administrative expenses		2,100,000	+2,100,000
(By transfer)		*(400,000)*	*(+400,000)*
Washington Metropolitan Area Transit Authority			
Interest payments	51,663,569	51,663,569	
Total, title II, related agencies:			
New budget *(obligational)* authority	656,626,569	644,821,569	−11,805,000
(By transfer)		*(400,000)*	*(+400,000)*
(Limitation on obligations)	*(10,000,000)*	*(5,000,000)*	*(−5,000,000)*

See footnote at end of table, p. 1139.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

DEPARTMENT OF TRANSPORTATION AND RELATED AGENCIES APPROPRIATIONS ACT, 1984, PUBLIC LAW 98-78, APPROVED AUGUST 15, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE III—GENERAL PROVISIONS			
FEDERAL HIGHWAY ADMINISTRATION			
Federal-aid Highways *(limitation on obligations)*		*(−$80,000,000)*	*(−$80,000,000)*
Total, title III, general provisions *(limitation on obligations)*		*(−80,000,000)*	*(−80,000,000)*
RECAPITULATION			
Grand total, titles I, II, and III:			
New budget *(obligational)* authority	$10,913,472,025	10,932,207,225	+18,735,200
Appropriations	(10,912,881,569)	(10,931,616,769)	(+18,735,200)
Appropriations for debt reduction	(−263,544)	(−263,544)	
Authority to borrow	(854,000)	(854,000)	
(By transfer)		*(19,950,000)*	*(+19,950,000)*
(Limitations)	*(204,512,000)*	*(201,800,000)*	*(−2,712,000)*
(Limitations on obligations)	*(14,622,000,000)*	*(14,820,450,000)*	*(+198,450,000)*
(Limitations on direct loans)	*(30,000,000)*	*(30,000,000)*	
(Limitations on new loan guarantees)		*(20,000,000)*	*(+20,000,000)*
(Limitation on working capital fund)	*(68,198,000)*	*(67,974,000)*	*(−224,000)*
Memoranda:			
(Appropriations to liquidate contract authorizations)	*(12,729,738,000)*	*(12,727,238,000)*	*(−2,500,000)*
(Appropriation for debt reduction)	*(263,544)*	*(263,544)*	
Total, appropriations including appropriations to liquidate contract authorization and appropriations for debt reduction	*(23,643,473,569)*	*(23,659,708,769)*	*(+16,235,200)*

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[1] Includes the following budget amendments:

H. Doc. 98-50:	
Department of Transportation:	
Federal Railroad Administration:	
Grants to National Railroad Passenger Corporation	−$20,000,000
Other Independent Agencies:	
Panama Canal Commission:	
Operating expenses	−85,583,000
Total, H. Doc. 98-50 *(net)*	−105,583,000
H. Doc. 98-83:	
Department of Transportation:	
Federal Railroad Administration:	
Settlements of railroad litigation *(appropriation for debt reduction)*	*($283,754,000)*
Total, budget amendments:	
New budget *(obligational)* authority	−105,583,000
(Appropriation for debt reduction)	*(283,754,000)*

[2] Does not reflect $80,000,000 reduction provided under Title III—General Provisions.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 1984 (H.R. 4139)

[NOTE.—The Treasury, Postal Service, and General Government Appropriations Act, 1984 (H.R. 4139), was not approved by the Congress. The bill was passed by the House of Representatives on October 27, 1983, but was not acted on by the Senate. A companion bill, S. 1646, was reported by the Senate Committee on Appropriations on July 29, 1983, but was never considered by the full Senate. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing resolutions: Sec. 101(d) of Public Law 98-107, and Sec. 101(f) of Public Law 98-151. The following table reflects the funding levels as provided under Sec. 101(f) of Public Law 98-151 (see pp. 521-522, this volume, for text of Sec. 101(f) of Public Law 98-151).]

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I—DEPARTMENT OF THE TREASURY			
Office of the Secretary	$69,949,000	$65,743,000	−$4,206,000
Federal Law Enforcement Training Center	14,481,000	14,481,000	
Bureau of Government Financial Operations:			
Salaries and expenses	242,995,000	239,995,000	−3,000,000
Bureau of Alcohol, Tobacco, and Firearms	157,122,000	157,260,000	+138,000
United States Customs Service:			
Salaries and expenses	574,999,000	584,943,000	+9,944,000
Air operations and maintenance		31,000,000	+31,000,000
Bureau of the Mint:			
Salaries and expenses	49,558,000	49,000,000	−558,000
Expansions and improvements	3,070,000	3,070,000	
Total, Bureau of the Mint	52,628,000	52,070,000	−558,000
Bureau of the Public Debt	205,605,000	196,427,000	−9,178,000
Internal Revenue Service:			
Salaries and expenses		99,800,000	+99,800,000
Processing tax returns	988,479,000	929,000,000	−59,479,000
Examinations and appeals	1,287,026,000	1,232,000,000	−55,026,000
Investigations, collections and taxpayer service	1,016,046,000	1,004,000,000	−12,046,000
Total, Internal Revenue Service	3,291,551,000	3,264,800,000	−26,751,000
Payment where energy credit exceeds liability for tax	200,000	200,000	
United States Secret Service	270,860,000	294,555,000	+23,695,000
Total, title I, new budget *(obligational)* authority, Department of the Treasury	4,880,390,000	4,901,474,000	+21,084,000
TITLE II—UNITED STATES POSTAL SERVICE			
Payment to the Postal Service Fund	400,000,000	879,000,000	+479,000,000
TITLE III—EXECUTIVE OFFICE OF THE PRESIDENT			
Compensation of the President	250,000	250,000	
Office of Administration	14,900,000	14,295,000	−605,000
The White House Office	23,413,000	22,830,000	−583,000
Executive Residence at the White House	4,550,000	4,550,000	
Official Residence of the Vice President	262,000	262,000	
Special Assistance to the President	1,593,000	1,593,000	
Council of Economic Advisers	2,464,000	2,464,000	
Office of Policy Development	2,861,000	2,861,000	
National Security Council	4,497,000	4,497,000	
Office of Management and Budget:			
Salaries and expenses	39,643,000	31,603,000	−8,040,000
Office of Information and Regulatory affairs		5,397,000	+5,397,000
Office of Federal Procurement Policy	2,714,000	2,556,000	−158,000
Property Review Board	415,000	415,000	
Unanticipated Needs	1,000,000	1,000,000	
Total, title III, new budget *(obligational)* authority, Executive Office of the President	98,562,000	94,573,000	−3,989,000

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[1] See footnote at end of table, p. 1142.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 1984 (H.R. 4139)—Continued

[NOTE.—The Treasury, Postal Service, and General Government Appropriations Act, 1984 (H.R. 4139), was not approved by the Congress. The bill was passed by the House of Representatives on October 27, 1983, but was not acted on by the Senate. A companion bill, S. 1646, was reported by the Senate Committee on Appropriations on July 20, 1983, but was never considered by the full Senate. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing resolutions: Sec. 101(d) of Public Law 98–107, and Sec. 101(f) of Public Law 98–151. The following table reflects the funding levels as provided under Sec. 101(f) of Public Law 98–151 (see pp. 521–522, this volume, for text of Sec. 101(f) of Public Law 98–151).]

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE IV—INDEPENDENT AGENCIES			
Administrative Conference of the United States	$1,406,000	$1,100,000	−$306,000
Advisory Commission on Intergovernmental Relations	2,020,000	2,000,000	−20,000
Advisory Committee on Federal Pay	215,000	215,000	
Committee for Purchase from the Blind and Other Severely Handicapped	687,000	687,000	
Federal Election Commission	10,000,000	10,649,000	+649,000
General Services Administration:			
Federal Buildings Fund:			
Appropriation		2,650,000	+2,650,000
Limitation on availability of revenue:			
Construction and acquisition of facilities	*(142,510,000)*	*(99,710,000)*	*(−42,800,000)*
Repairs and alterations	*(74,662,000)*	*(75,212,000)*	*(+550,000)*
Purchase contract payments	*(145,500,000)*	*(145,500,000)*	
Rental of space	*(880,500,000)*	*(880,500,000)*	
Real property operations	*(686,500,000)*	*(656,500,000)*	*(−30,000,000)*
Program direction	*(103,471,000)*	*(100,000,000)*	*(−3,471,000)*
Total, Federal Buildings Fund:			
New budget *(obligational)* authority		2,650,000	+2,650,000
(Limitations)	*(2,023,143,000)*	*(1,957,422,000)*	*(−65,721,000)*
Operating expenses, personal property	155,139,000	153,939,000	−1,200,000
National Archives and Records Service:			
Operating Expenses	87,105,000	90,805,000	+3,700,000
Federal Property Resources Activities:			
Operating expenses	40,739,000	37,339,000	−3,400,000
National defense stockpile transaction fund	120,000,000		−120,000,000
(Limitation on availability of revenue)		*(120,000,000)*	*(+120,000,000)*
Total, Federal Property Resources Activities	160,739,000	37,339,000	−123,400,000
General Activities:			
General Management and Administration, salaries and expenses	127,235,000	123,635,000	−3,600,000
Office of Information Resources Management, operating expenses	49,134,000	47,434,000	−1,700,000
Office of the Inspector General	21,213,000	19,513,000	−1,700,000
Allowances and Office Staff for Former Presidents	1,171,000	1,171,000	
Total, General Activities	198,753,000	191,753,000	−7,000,000
Total, General Services Administration	601,736,000	476,486,000	−125,250,000
FEDERAL PERSONNEL ACTIVITIES			
Office of Personnel Management:			
Salaries and expenses:			
Appropriation	110,546,000	107,046,000	−3,500,000
(Limitation)	*(48,572,000)*	*(48,572,000)*	
Government payment for annuitants, employees health benefits	1,506,339,000	1,506,339,000	
Payment to civil service retirement and disability fund	3,908,490,000	3,908,490,000	
Total, Office of Personnel Management	5,525,375,000	5,521,875,000	−3,500,000

See footnote at end of table, p. 1142.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 1984 (H.R. 4139)—Continued

[NOTE.—The Treasury, Postal Service, and General Government Appropriations Act, 1984 (H.R. 4139) was not approved by the Congress. The bill was passed by the House of Representatives on October 27, 1983, but was not acted on by the Senate. A companion bill, S. 1646, was reported by the Senate Committee on Appropriations on July 29, 1983, but was never considered by the full Senate. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing resolutions: Sec. 101(d) of Public Law 98-107, and Sec. 101(f) of Public Law 98-151. The following table reflects the funding levels as provided under Sec. 101(f) of Public Law 98-151 (see pp. 521-522, this volume, for text of Sec. 101(f) of Public Law 98-151).]

Agency and item	Estimates of new budget (obligational) authority, 1984[1]	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
Merit Systems Protection Board:			
Salaries and expenses	$19,622,000	$19,622,000	
(Limitation)	*(700,000)*	*(1,200,000)*	*(+$500,000)*
Office of special counsel	4,419,000	4,359,000	−60,000
Total, Merit Systems Protection Board	24,041,000	23,981,000	−60,000
Federal Labor Relations Authority	16,695,000	16,695,000	
Total, federal personnel activities	5,566,111,000	5,562,551,000	−3,560,000
United States Tax Court: Salaries and Expenses	16,871,000	15,165,000	−1,706,000
Total, title IV, new budget *(obligational)* authority, independent agencies	6,199,046,000	6,068,853,000	−130,193,000
Grand total, all titles:			
New budget *(obligational)* authority	11,577,998,000	11,943,900,000	+365,902,000
(Limitations)	*(2,072,415,000)*	*(2,127,194,000)*	*(+54,779,000)*

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[1] Includes the following budget amendments:

H. Doc. 98-50:	
Department of the Treasury:	
United States Customs Service: Salaries and expenses	−$3,750,000
General Services Administration:	
Federal Buildings Fund: Repairs and alterations *(limitation on availability of revenue)*	*(−125,000,000)*
H. Doc. 98-111:	
General Services Administration:	
General Activities: Office of the Inspector General	$1,700,000
Total, budget amendments:	
New budget *(obligational)* authority *(net)*	−2,050,000
(Limitation on availability of revenue)	*(−125,000,000)*

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1984, PUBLIC LAW 98-181, APPROVED NOVEMBER 30, 1983

Agency and item	H Doc No (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1984	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
TITLE I				
CHAPTER I				
EXECUTIVE OFFICE OF THE PRESIDENT				
Council on Environmental Quality and Office of Environmental Quality			$600,000	+$600,000
FEDERAL EMERGENCY MANAGEMENT AGENCY				
Salaries and expenses *(increase in limitation)*			*(1,500)*	*(+1,500)*
Emergency food distribution and shelter program			30,000,000	+30,000,000
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION				
Construction of facilities			20,000,000	+20,000,000
VETERANS ADMINISTRATION				
Compensation and pensions (FY 1983)	98-111	$66,000,000		−66,000,000
Readjustment benefits (FY 1983)	98-111	40,000,000		−40,000,000
Medical and prosthetic research	98-85	57,356,000	53,974,000	−3,382,000
Veterans job training	98-115	75,000,000	75,000,000	
Total, Veterans Administration		238,356,000	128,974,000	−109,382,000
INTERNATIONAL MONETARY FUND				
Increase in United States quota	98-27	[1] 5,812,511,276	[1] 5,812,511,276	
General arrangements to borrow	98-27	[1] 2,651,497,500	[1] 2,651,497,500	
Total International Monetary Fund		[1] 8,464,008,776	[1] 8,464,008,776	
Total, Chapter I:				
New budget *(obligational)* authority		8,702,364,776	8,643,582,776	−58,782,000
(Increase in limitation)			*(1,500)*	*(+1,500)*
CHAPTER II				
LEGISLATIVE BRANCH				
SENATE				
Payments to widows and heirs of deceased Members of Congress			69,800	+69,800
SALARIES, OFFICERS AND EMPLOYEES				
Offices of the Majority and Minority Leaders	98-127	140,000	140,000	
CONTINGENT EXPENSES OF THE SENATE				
Secretary of the Senate	98-127	60,000	60,000	
Total, Senate		200,000	269,800	+69,800
HOUSE OF REPRESENTATIVES				
Payments to widows and heirs of deceased Members of Congress			69,800	+69,800

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[1] Requested as a fiscal year 1983 supplemental in H. Doc. 98-27 and initially considered in Public Law 98-63 (H.R. 3069). Requests was for 7,560,800,000 in Special Drawing Rights which equals $8,464,008,776 in U.S. dollars based on the exchange rate at the time the estimate was submitted to the Congress (March 8, 1983). The U.S. dollar equivalent at the time of Congressional action (November 1983) totaled $8,073,259,000, a reduction of $390,749,776 below the March 8, 1983, exchange rate.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1984, PUBLIC LAW 98-181, APPROVED NOVEMBER 30, 1983—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1984	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
RAILROAD ACCOUNTING PRINCIPLES BOARD				
Salaries and expenses			$50,000	+$50,000
Total, Chapter II:				
New budget *(obligational)* authority		$200,000	3 9,600	+189,600
CHAPTER III				
DEPARTMENT OF THE INTERIOR				
BUREAU OF RECLAMATION				
Construction program			1,500,000	+1,500,000
DEPARTMENT OF ENERGY				
Energy supply research and development activities			8,000,000	+8,000,000
Atomic energy defense activities	98-102	60,000,000	57,000,000	−3,000,000
Rescission			−50,000,000	−50,000,000
Nuclear waste disposal fund	98-73	33,500,000	12,000,000	−21,500,000
Total, Department of Energy *(net)*		93,500,000	27,000,000	−66,500,000
INDEPENDENT AGENCIES				
APPALACHIAN REGIONAL COMMISSION				
FUNDS APPROPRIATED TO THE PRESIDENT				
Appalachian regional development programs			9,400,000	+9,400,000
Total, Chapter III:				
New budget *(obligational)* authority *(net)*		93,500,000	37,900,000	−55,600,000
Appropriations		(93,500,000)	(87,900,000)	(−5,600,000)
Rescissions			(−50,000,000)	(−50,000,000)
CHAPTER IV				
DEPARTMENT OF THE INTERIOR				
FISH AND WILDLIFE AND PARKS				
UNITED STATES FISH AND WILDLIFE SERVICE				
Resource management			500,000	+500,000
NATIONAL PARK SERVICE				
Land acquisition and state assistance			25,500,000	+25,500,000
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT				
Abandoned Mine Reclamation Fund			42,000,000	+42,000,000
BUREAU OF INDIAN AFFAIRS				
Operation of Indian programs			1,600,000	+1,600,000
Total, Department of the Interior			69,600,000	+69,600,000
DEPARTMENT OF ENERGY				
Fossil energy research and development			1,000,000	+1,000,000

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

SUPPLEMENTAL APPROPRIATIONS ACT, 1984, PUBLIC LAW 98-181, APPROVED NOVEMBER 30, 1983—Continued

Agency and item	H. Doc. No. (unless otherwise indicated)	Supplemental estimates of new budget (obligational) authority, 1984	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
SMITHSONIAN INSTITUTION				
Salaries and expenses, National Gallery of Art			$250,000	+$250,000
Total, Chapter IV: New budget *(obligational)* authority			70,850,000	+70,850,000
CHAPTER V				
UNITED STATES RAILWAY ASSOCIATION				
Administrative expenses *(disapproval of deferral)*			*(2,050,000)*	*(+2,050,000)*
CHAPTER VI				
DEPARTMENT OF AGRICULTURE				
FEDERAL GRAIN INSPECTION SERVICE				
Inspection and weighing service	98-111	$8,000,000	6,000,000	−2,000,000
AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE				
Emergency conservation program			7,000,000	+7,000,000
Total, Chapter VI: New budget *(obligational)* authority		8,000,000	13,000,000	+5,000,000
CHAPTER VII				
DEPARTMENT OF EDUCATION				
Higher education			500,000	+500,000
Grand total, all chapters: New budget *(obligational)* authority *(net)*		8,804,064,776	8,766,222,376	−37,842,400
Appropriations, FY 1983		(106,000,000)		(−106,000,000)
Appropriations, FY 1984		(8,698,064,776)	(8,816,222,376)	(+118,157,600)
Rescissions			(−50,000,000)	(−50,000,000)
(Disapproval of deferral)			*(2,050,000)*	*(+2,050,000)*
(Increase in limitation)			*(1,500)*	*(+1,500)*

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

CONTINUING APPROPRIATIONS, 1984, PUBLIC LAW 98-107, APPROVED OCTOBER 1, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
DEPARTMENT OF DEFENSE			
OPERATION AND MAINTENANCE			
Summer Olympics		$5,000,000	+$5,000,000
DEPARTMENT OF EDUCATION			
Guaranteed student loans *(by transfer)*		(20,000,000)	(+20,000,000)

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION—Continued

FURTHER CONTINUING APPROPRIATIONS, 1984, PUBLIC LAW 98-151, APPROVED NOVEMBER 14, 1983

Agency and item	Estimates of new budget (obligational) authority, 1984	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
FOREIGN ASSISTANCE AND RELATED PROGRAMS APPROPRIATIONS ACT, 1984 (S. 1892)			
Fiscal year 1984 appropriations	*($11,637,425,056)*	*($11,508,401,636)*	*(−$129,023,420)*
AGRICULTURE, RURAL DEVELOPMENT AND RELATED AGENCIES APPROPRIATION ACT, 1984 (H.R.3223)			
Fiscal year 1984 appropriations	*(31,828,164,000)*	*(31,671,074,000)*	*(−157,090,000)*
DEPARTMENT OF HEALTH AND HUMAN SERVICES			
Health resources[1]		[1]65,260,000	+65,260,000
National Institutes of Health[1]	166,368,000	[1]175,838,000	+9,470,000
Alcohol, Drug Abuse, and Mental Health[1]	17,702,000	[1]17,337,000	−365,000
Office of Human Development Services[1]	6,720,000	[1]6,720,000	
Refugee and Entrant Assistance[1,2]	485,328,000	[1]541,865,000	+56,537,000
Total Department of Health and Human Services	676,118,000	[1]807,020,000	+130,902,000
ACTION			
Operating expenses[1]	109,730,000	[1]129,321,000	+19,591,000
Total, current rate accounts[1]	785,848,000	[1]936,341,000	+150,493,000
TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 1984 (H.R. 4139)			
Fiscal year 1984 appropriations	*(11,577,998,000)*	*(11,943,900,000)*	*(+365,902,000)*
DEPARTMENT OF EDUCATION			
Education for the handicapped		25,000,000	+25,000,000
Rehabilitation services and handicapped research		10,000,000	+10,000,000
Grants to schools with substantial numbers of immigrants		30,000,000	+30,000,000
Higher education[3]		10,000,000	+10,000,000
Subtotal, Department of Education		75,000,000	+75,000,000
DEPARTMENT OF HEALTH AND HUMAN SERVICES			
Community health centers[4]		10,000,000	+10,000,000
DEPARTMENT OF EDUCATION			
National Technical Institute for the Deaf	1,700,000	1,700,000	
Gallaudet College	2,000,000	2,000,000	
Subtotal, Department of Education	3,700,000	3,700,000	
Total, Department of Education	78,700,000	78,700,000	+75,000,000
FEDERAL EMERGENCY MANAGEMENT AGENCY			
Food distribution and emergency shelter		10,000,000	+10,000,000
TENNESSEE VALLEY AUTHORITY			
Tennessee Valley Authority		7,400,000	+7,400,000
DEPARTMENT OF JUSTICE			
Reward for information		100,000	+100,000

See footnotes at end of table, p. 1148.

VIII. ITEMIZED COMPARISONS OF BUDGET ESTIMATES, APPROPRIATIONS AND RESCISSIONS ARRANGED BY ACTS, 98TH CONGRESS, 1ST SESSION--Continued

FURTHER CONTINUING APPROPRIATIONS, 1984, PUBLIC LAW 98-151, APPROVED NOVEMBER 14, 1983—Continued

Agency and item	Estimates of new budget (obligational) authority, 1984	New budget (obligational) authority appropriated, 1984	Increase (+) or decrease (−), appropriations compared with estimates
CONGRESSSIONAL OPERATIONS			
JOINT ITEMS			
Joint Study Panel on the Social Security Administration		$165,000	+$165,000
VETERANS ADMINISTRATION			
Veterans job training	[5] $75,000,000	75,000,000	
DEPARTMENT OF HEALTH AND HUMAN SERVICES			
Community services block grant, closeout activities of the Community Services Administration *(reappropriation)*		1,000,000	+1,000,000
GENERAL SERVICES ADMINISTRATION			
Federal Buildings Fund *(limitations)*		*(12,200,000)*	*(+12,200,000)*
Total, new budget *(obligational)* authority, further continuing appropriations, 1984 (P.L. 98-151)	864,548,000	1,118,706,000	+254,158,000

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[1] Appropriations for these accounts total $936,241,000 and are provided under Sec. 101(c) of Public Law 98-151 which authorizes funding at the "current rate" (see pp. 520-521, this volume). The amounts shown as appropriations are taken from the 1984 column of the President's Budget for 1985 (House Document 98-3).

[2] The "current rate" estimate for this account was clarified in Public Law 98-396 (see p. 33 of House Report 98-977).

[3] The President's Budget for 1985 (House Document No. 98-3) refers to this account as "Student Financial Assistance".

[4] The President's Budget for 1985 (House Document No. 98-3) refers to this account as "Health Resources and Services".

[5] Submitted in H. Doc. 98-115.

VIIIa. RECAPITULATION OF ITEMIZED ESTIMATES AND NEW BUDGET (OBLIGATIONAL) AUTHORITY, 98TH CONGRESS, 1ST SESSION

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4 "Compilers' Notes", p. II.).]

Act and title	Regular budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984 and prior years		Total budget estimates	New budget (obligational) authority appropriated, 98th Cong. 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
		Increases	Decreases			
REGULAR ANNUAL APPROPRIATION ACTS						
Agriculture, rural development, and related agencies[1]	$31,821,039,000	$50,000,000	$50,875,000	$31,820,164,000	[1] $31,671,074,000	−$149,090,000
Agricultural programs	12,566,201,000			12,566,201,000	12,031,205,000	−534,996,000
Rural development programs	3,919,025,000		50,000,000	3,869,025,000	4,220,741,000	+351,716,000
Domestic food programs	13,783,956,000	50,000,000		13,833,956,000	13,864,546,000	+30,590,000
International programs	1,141,233,000			1,141,233,000	1,140,733,000	−500,000
Related agencies	410,624,000		875,000	409,749,000	413,849,000	+4,100,000
Departments of Commerce, Justice, and State, the Judiciary, and related agencies	9,920,813,000	207,636,000	102,131,000	10,026,318,000	10,499,665,000	+473,347,000
Department of Commerce and related agencies	2,316,581,000	33,882,000		2,350,463,000	2,937,055,000	+586,592,000
Department of Justice and related agencies	3,720,172,000	160,895,000	99,424,000	3,781,643,000	3,811,087,000	+29,444,000
Department of State and related agencies	2,967,035,000	2,095,000	946,000	2,968,184,000	2,868,483,000	−99,701,000
The Judiciary	917,025,000	10,764,000	1,761,000	926,028,000	883,040,000	−42,988,000
Department of Defense	265,333,019,000	89,134,000	4,496,034,000	260,926,119,000	248,955,775,000	−11,970,344,000
Military personnel	47,927,200,000	70,600,000		47,997,800,000	47,360,103,000	−637,697,000
Retired military personnel	16,805,800,000		33,000,000	16,772,800,000	16,592,600,000	−180,200,000
Operation and maintenance	76,800,674,000		1,828,000,000	74,972,674,000	72,539,625,000	−2,433,049,000
Procurement	94,087,779,000	7,610,000	1,500,734,000	92,594,655,000	85,617,505,000	−6,977,150,000
Research, development, test, and evaluation	29,622,216,000	10,924,000	1,134,300,000	28,498,840,000	26,739,269,000	−1,759,571,000
Special foreign currency program	3,050,000			3,050,000	3,050,000	
Related agencies	86,300,000			86,300,000	103,623,000	+17,323,000

See footnotes at end of table, p. 1155.

VIIIa. RECAPITULATION OF ITEMIZED ESTIMATES AND NEW BUDGET (OBLIGATIONAL) AUTHORITY, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4 "Compilers' Notes", p. II).]

Act and title	Regular budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984 and prior years		Total budget estimates	New budget (obligational) authority appropriated, 98th Cong. 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
		Increases	Decreases			
REGULAR ANNUAL APPROPRIATION ACTS—Con.						
District of Columbia	$575,600,000		$6,010,000	$569,590,000	$600,811,600	+$31,221,600
Federal funds to the District of Columbia	575,600,000		6,010,000	569,590,000	600,811,600	+31,221,600
(Out of District revenues)	*(2,147,013,000)*			*(2,147,013,000)*	*(2,178,086,600)*	*(+31,073,600)*
Energy and water development	14,673,171,000	$47,500,000	110,000,000	14,610,671,000	14,307,045,000	−303,626,000
Department of Defense—Civil	2,586,400,000		85,000,000	2,501,400,000	2,641,386,000	+139,986,000
Department of the Interior	972,210,000		11,000,000	961,210,000	961,690,000	+480,000
Department of Energy	10,491,842,000	47,500,000		10,539,342,000	10,011,291,000	−528,051,000
Independent agencies	622,719,000		14,000,000	608,719,000	692,678,000	+83,959,000
Foreign assistance and related programs [2]	11,648,136,131	9,288,925	20,000,000	11,637,425,056	[2] 11,508,401,636	−129,023,420
Multilateral Economic Assistance	1,858,341,131	6,288,925	20,000,000	1,844,630,056	1,638,527,886	−206,102,170
Bilateral Economic Assistance	5,434,263,000	3,000,000		5,437,263,000	5,406,341,750	−30,921,250
Military Assistance	1,803,532,000			1,803,532,000	1,876,532,000	+73,000,000
Export-Import Bank of the United States	2,552,000,000			2,552,000,000	2,587,000,000	+35,000,000
Department of Housing and Urban Development—Independent agencies *(net)*	49,092,703,100	3,346,652,796	20,000,000	52,419,355,896	55,789,340,000	+3,369,984,104
Department of Housing and Urban Development	6,928,754,100	3,081,152,796		10,009,906,896	16,256,417,000	+6,246,510,104
Rescissions	*(−2,857,897,000)*			*(−2,857,897,000)*	−2,857,897,000	[3] −2,857,897,000
Independent agencies	42,163,949,000	265,500,000	20,000,000	42,409,449,000	42,390,820,000	−18,629,000
Corporations	*(67,635,000)*			*(67,635,000)*	*(67,635,000)*	
Department of the Interior and related agencies *(net)*	6,723,670,000	16,458,000	38,542,000	6,701,586,000	7,953,783,000	+1,252,197,000
Department of the Interior	3,635,600,000	16,458,000	35,350,000	3,616,708,000	3,949,342,000	+332,634,000
Related agencies	3,088,070,000		3,192,000	3,084,878,000	4,012,441,000	+927,563,000
Rescission					−8,000,000	−8,000,000
Departments of Labor, Health and Human Services, Education, and related agencies	95,385,687,000	120,000,000	290,000,000	[4] 95,215,687,000	[5] 104,433,883,000	+9,218,196,000
Department of Labor	12,948,946,000	120,000,000	49,400,000	13,019,546,000	15,968,987,000	+2,949,441,000

Department of Health and Human Services	68,727,303,000		175,600,000	[4]68,551,703,000	[5]72,517,050,000	+3,965,347,000
Department of Education and Special Institutions	13 112,319,000		65,000,000	13,047,319,000	15,224,339,000	+2,177,020,000
Related agencies	597,119,000			597,119,000	723,507,000	+126,388,000
Legislative branch	1,496,057,000	3,080,200	3,659,000	1,495,478,200	1,473,359,000	−22,119,200
Congressional Operations	995,533,000	1,930,200	3,659,000	993,804,200	981,876,000	−11,928,200
Other Agencies	500,524,000	1,150,000		501,674,000	491,483,000	−10,191,000
Military construction *(net)*	8,655,127,000			8,655,127,000	7,104,237,000	−1,550,890,000
New budget *(obligational)* authority	8,655,127,000			8,655,127,000	7,195,237,000	−1,459,890,000
Rescission					−91,000,000	−91,000,000
Department of Transportation and related agencies	11,019,055 025		105,583,000	10,913,472,025	10,932,207,225	+18,735,200
Department of Transportation	10,276,845,456		20,000,000	10,256,845,456	10,287,385,656	+30,540,200
Related agencies	742,209,569		85,583,000	656,626,569	644,821,569	−11,805,000
Treasury, Postal Service, and general government [6]	11,580,048,000	1,700,000	3,750,000	11,577,998,000	[6]11,943,900,000	+365,902,000
Department of the Treasury	4,884,140,000		3,750,000	4,880,390,000	4,901,474,000	+21,084,000
United States Postal Service	400,000,000			400,000,000	879,000,000	+479,000,000
Executive Office of the President	98,562,000			98,562,000	94,573,000	−3,989,000
Independent agencies	6,197,346,000	1,700,000		6,199,046,000	6,068,853,000	−130,193,000
Net total, regular annual appropriation acts [7]	517,924,125,256	3,891,449,921	5,246,584,000	516,568,991,177	[7]517,173,481,461	+604,490,284
SUPPLEMENTAL APPROPRIATION ACTS						
Emergency Jobs Appropriations Act, 1983 (P.L. 98-8)		10,740,457,000		10,740,457,000	15,589,034,000	+4,848,577,000
Supplemental Appropriations Act, 1983 (P.L. 98-63)	263,400,000	8,281,602,032	1,607,423,000	6,937,579,032	8,674,696,267	+1,737,117,235
Rescissions			*(1,579,231,000)*	*(−1,579,231,000)*	−1,609,231,000	[3] −1,609,231,000
Supplemental Appropriations Act, 1984 (P.L. 98-181)		8,804,064,776		8,804,064,776	8,816,222,376	+12,157,600
Rescissions					−50,000,000	−50,000,000
Net total, supplemental appropriation acts	263,400,000	27,826,123,808	1,607,423,000	26,482,100,808	31,420,721,643	+4,938,620,835
CONTINUING APPROPRIATIONS						
Continuing Appropriations, 1984 (P.L. 98-107)					5,000,000	+5,000,000
Further Continuing Appropriations, 1984 (P.L. 98-151)	789,548,000	75,000,000		864,548,000	1,118,706,000	+254,158,000
Foreign assistance and related programs [8]	*(11,648,136,131)*	*(9,288,925)*	*(20,000,000)*	*(11,637,425,056)*	[8]*(11,508,401,636)*	*(−129,023,420)*
Agriculture, rural development, and related agencies [8]	*(31,821,039,000)*	*(50,000,000)*	*(50,875,000)*	*(31,820,164,000)*	[8]*(31,671,074,000)*	*(−149,090,000)*
Department of Health and Human Services	676,118,000			676,118,000	807,020,000	+130,902,000
ACTION *(domestic programs)*	109,730,000			109,730,000	129,321,000	+19,591,000
Treasury, Postal Service, and general government [8]	*(11,580,048,000)*	*(1,700,000)*	*(3,750,000)*	*(11,577,998,000)*	[8]*(11,943,900,000)*	*(+365,902,000)*
Department of Education					75,000,000	+75,000,000
Department of Health and Human Services					10,000,000	+10,000,000
Department of Education	3,700,000			3,700,000	3,700,000	

See footnotes at end of table, p. 1155.

VIIIa. RECAPITULATION OF ITEMIZED ESTIMATES AND NEW BUDGET (OBLIGATIONAL) AUTHORITY, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4 "Compilers' Notes", p. II.).]

Act and title	Regular budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984 and prior years		Total budget estimates	New budget (obligational) authority appropriated, 98th Cong. 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
		Increases	Decreases			
CONTINUING APPROPRIATIONS—Continued						
Further Continuing Appropriations, 1984 (P.L. 98-151)—Continued:						
Federal Emergency Management Agency					$10,000,000	+$10,000,000
Tennessee Valley Authority					7,400,000	+7,400,000
Department of Justice					100,000	+100,000
Congressional Operations					165,000	+165,000
Veterans Administration		$75,000,000		$75,000,000	75,000,000	
Department of Health and Human Services					1,000,000	+1,000,000
General Services Administration					*(12,200,000)*	*(+12,200,000)*
Total, continuing appropriations	$789,548,000	75,000,000		864,548,000	1,123,706,000	+259,158,000
Estimates not considered (see Table VIIIg)	123,080,000	499,456,000	$821,693,000	−199,157,000		+199,157,000
Net total, new budget *(obligational)* authority, regular annual, supplemental and continuing appropriation acts	519,100,153,256	32,292,029,729	7,675,700,000	543,716,482,985	549,717,909,104	+6,001,426,119
APPROPRIATIONS IN OTHER ACTS						
Legislative Acts:[9]						
Federal funds—Permanent appropriations:						
Interest and Dividend Tax Compliance Act of 1983 (P.L. 98-67):						
Payments to the U.S. Territories, fiscal assistance					1,000,000	+1,000,000
Internal revenue collections for Puerto Rico					9,000,000	+9,000,000
Total, Interest and Dividend Tax Compliance Act of 1983					10,000,000	+10,000,000
Wetlands Loan Act Extension (P.L. 98-200):						
Migratory bird conservation account					13,000,000	+13,000,000
Total, Federal funds					23,000,000	+23,000,000

Trust funds:						
Local Government Fiscal Assistance Amendments of 1983 (P.L. 98-185):						
State and local government fiscal assistance trust fund	4,567,000,000			4,567,000,000	4,567,000,000	
Railroad Retirement Solvency Act of 1983 (P.L. 98-76):						
Railroad retirement trust fund					3,400,000,000	+3,400,000,000
Unemployment insurance trust fund					44,000,000	+44,000,000
Total, Railroad Retirement Solvency Act of 1983					3,444,000,000	+3,444,000,000
Social Security Amendments of 1983 (P.L. 98-21):						
Railroad retirement trust fund					50,000,000	+50,000,000
Federal hospital insurance trust fund					1,049,000,000	+1,049,000,000
Federal old-age and survivors insurance trust fund	10,383,000,000			10,383,000,000	10,675,000,000	+292,000,000
Federal disability insurance trust fund					1,756,000,000	+1,756,000,000
Unemployment insurance trust fund					−25,000,000	−25,000,000
Total, Social Security Amendments of 1983	10,383,000,000			10,383,000,000	13,505,000,000	+3,122,000,000
Federal Supplemental Compensation Act Amendment of 1982 (P.L. 98-92):						
Unemployment insurance trust fund					8,000,000	+8,000,000
Federal Supplemental Compensation Act Amendment of 1982 (P.L. 98-118):						
Unemployment insurance trust fund					195,000,000	+195,000,000
Federal Supplemental Compensation Act Amendment of 1982 (P.L. 98-135):						
Unemployment insurance trust fund					3,600,000,000	+3,600,000,000
Total, trust funds	14,950,000,000			14,950,000,000	25,319,000,000	+10,369,000,000
Total, Appropriations in Legislative Acts[9]	14,950,000,000			14,950,000,000	[9] 25,342,000,000	+10,392,000,000
Private appropriation acts (see p. 997)					31,618	+31,618
Total, appropriations in other acts	14,950,000,000			14,950,000,000	25,342,031,618	+10,392,031,618
Net total, regular annual, supplemental, continuing and other acts	534,050,153,256	32,292,029,729	7,675,700,000	558,666,482,985	575,059,940,722	+16,393,457,737
New budget *(obligational)* authority	*(534,050,153,256)*	*(32,292,029,729)*	*(7,675,700,000)*	*(558,656,482,985)*	*(579,676,068,722)*	*(+21,009,585,737)*
Rescissions of unobligated balances	*(−2,857,897,000)*	*(−1,579,231,000)*		*(−4,437,128,000)*	*(−4,616,128,000)*	[3] *(−4,616,128,000)*

See footnotes at end of table, p. 1155.

VIIIa. RECAPITULATION OF ITEMIZED ESTIMATES AND NEW BUDGET (OBLIGATIONAL) AUTHORITY, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4 "Compilers' Notes", p. II.)]

Act and title	Regular budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984 and prior years		Total budget estimates	New budget (obligational) authority appropriated, 98th Cong. 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
		Increases	Decreases			
PERMANENT APPROPRIATIONS[10]						
Federal funds:						
Department of Agriculture:						
Farmers Home Administration	$3,556,109,000			$3,556,109,000	$3,556,109,000	
Food and Nutrition Service	2,307,295,000			2,307,295,000	2,307,295,000	
Department of the Treasury:						
Bureau of Government Financial Operations	2,968,651,000			2,968,651,000	2,968,651,000	
Internal Revenue Service	2,984,000,000			2,984,000,000	2,984,000,000	
Interest on the public debt	144,500,000,000			144,500,000,000	144,500,000,000	
Independent agencies:						
Office of Personnel Management	11,977,017,000			11,977,017,000	11,977,017,000	
All other	4,747,081,000			4,747,081,000	4,747,081,000	
Total, Federal funds	173,040,153,000			173,040,153,000	173,040,153,000	
Trust funds:						
Funds Appropriated to the President:						
Foreign assistance	15,515,301,000			15,515,301,000	15,515,301,000	
Department of Health and Human Services:						
Health Care Financing Administration	66,000,000,000			66,000,000,000	66,000,000,000	
Social Security Administration	165,559,583,000			165,559,583,000	165,559,583,000	
Department of Labor:						
Employment and Training Administration	31,800,100,000			31,800,100,000	31,800,100,000	
Department of Transportation:						
Federal Highway Administration	13,820,875,000			13,820,875,000	13,820,875,000	
Independent Agencies:						
Office of Revenue Sharing	4,566,700,000			4,566,700,000	4,566,700,000	
Veterans Administration	1,444,100,000			1,444,100,000	1,444,100,000	
Independent agencies:						
Office of Personnel Management	35,749,326,000			35,749,326,000	35,749,326,000	
Railroad Retirement Board	7,731,907,000			7,731,907,000	7,731,907,000	
All other	3,961,586,000			3,961,586,000	3,961,586,000	
Total, trust funds	346,149,478,000			346,149,478,000	346,149,478,000	

Total, permanent appropriations, Federal and trust funds	[10]519,189,631,000			[10]519,189,631,000	[10]519,189,631,000	
Net total, regular annual, supplemental, continuing and other acts and permanent appropriations	1,053,239,784,256	$32,292,029,729	[8]7,675,700,000	[4]1,077,856,113,985	[5]1,094,249,571,722	+$16,393,457,737
Adjustments for interfund and intragovernmental transactions (see par. 2, "Compilers' Notes", p. IV)	−147,621,985,000			−147,621,985,000	−147,621,985,000	
Net total for session	905,617,799,256	32,292,029,729	7,675,700,000	930,234,128,985	946,627,586,722	+16,393,457,737

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[1] Funding for programs and activities normally included in this bill is provided under Sec. 101(d) of Public Law 98-151, Further Continuing Appropriations, 1984.

[2] Funding for programs and activities normally included in this bill is provided under Sec. 101(h)(1) of Public Law 98-151, Further Continuing Appropriations, 1984.

[3] Reflects actual amount rescinded rather than comparison with request.

[4] Budget estimates *exclude* $35,378,000 for fiscal year 1984 to liquidate "indefinite" budget authority requested in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on p. 1129, this volume, for accounts involved).

[5] Excludes $323,000,000 appropriated in fiscal year 1984 to liquidate "indefinite" budget authority provided in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on p. 1129, this volume, for accounts involved).

[6] Funding for programs and activities normally included in this bill is provided under Sec. 101(f) of Public Law 98-151, Further Continuing Appropriations, 1984.

[7] Includes amounts provided through further continuing appropriations for programs and activities normally funded in three regular annual appropriations bills. These bills are: (1) the Agriculture, Rural Development and Related Agencies Appropriation Act, 1984, H.R. 3223 ($31,671,074,000); (2) the Foreign Assistance and Related Programs Appropriation Bill, 1984, S. 1892 ($11,508,401,636); and (3) the Treasury, Postal Service and General Government Appropriations Act, 1984, H.R. 4139 (*$11,943,900,000*).

[8] For informational purposes only. Amount included in total for "regular annual appropriation acts (net)" earlier in table.

[9] Section 401 of the Congressional Budget and Impoundment Control Act of 1974 (Public Law 93-344) requires that all borrowing and contracting authority (so called "backdoor authority") enacted after March 3, 1975 be subject to subsequent appropriation action with certain exceptions which are listed under Sec. 401(d) of the Act (see p. 1956 in the 1974-1975 volume for text of Sec. 401(d)). This amount represents budget authority which falls within those exceptions.

[10] Basically, amounts shown are taken from the January 1983 budget document (H. Doc. 98-3) and are subject to change as better data becomes available.

VIIIb. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS, FISCAL YEAR 1984, ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Original budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984		Total budget estimates, fiscal year 1984	New budget (obligational) authority appropriated, 98th Cong. 1st sess. (table IVa)	Increase (+) or decrease (−), appropriations compared with estimates
		Increases	Decreases			
Department of Agriculture:						
Regular annual and supplemental appropriation acts	$32,667,531,000	$58,000,000	$53,192,000	$32,672,339,000	$32,624,231,000	−$48,108,000
Permanent appropriations:						
Federal funds	6,793,402,000			6,793,402,000	6,793,402,000	
(Authority to borrow)	*(3,556,849,000)*			*(3,556,849,000)*	*(3,556,849,000)*	
Trust funds	276,370,000			276,370,000	276,370,000	
Total, Department of Agriculture	39,737,303,000	58,000,000	53,192,000	39,742,111,000	39,694,003,000	−48,108,000
Department of Commerce:						
Regular annual appropriation act	1,444,600,000	30,400,000		1,475,000,000	1,969,226,000	+494,226,000
Permanent appropriations:						
Federal funds	31,500,000			31,500,000	31,500,000	
Trust funds	53,605,000			53,605,000	53,605,000	
Total, Department of Commerce	1,529,705,000	30,400,000		1,560,105,000	2,054,331,000	+494,226,000
Department of Defense—Civil:						
Regular annual appropriation acts	2,594,603,000		85,000,000	2,509,603,000	2,649,589,000	+139,986,000
Permanent appropriations:						
Federal funds	9,270,000			9,270,000	9,270,000	
Trust funds	71,005,000			71,005,000	71,005,000	
Total, Department of Defense—Civil	2,674,878,000		85,000,000	2,589,878,000	2,729,864,000	+139,986,000

VIIIb. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS, FISCAL YEAR 1984, ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Original budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984		Total budget estimates, fiscal year 1984	New budget (obligational) authority appropriated, 98th Cong. 1st sess. (table IVa)	Increase (+) or decrease (−), appropriations compared with estimates
		Increases	Decreases			
Department of Defense—Military:						
Regular annual appropriation acts	$273,901,846,000	$89,134,000	$4,496,034,000	$269,494,946,000	$256,047,389,000	−$13,447,557,000
Rescission of unobligated balances					−91,000,000	−91,000,000
Continuing appropriations					5,000,000	+5,000,000
Estimates not considered (See Table VIIIg)		85,000,000	487,900,000	−402,900,000		+402,900,000
Permanent appropriations:						
Federal funds	600,000			600,000	600,000	
(Authority to borrow)	*(600,000)*			*(600,000)*	*(600,000)*	
Trust funds	19,500,000			19,500,000	19,500,000	
Total, Department of Defense—Military *(net)*	273,921,946,000	174,134,000	4,983,934,000	269,112,146,000	255,981,489,000	−13,130,657,000
District of Columbia—Federal Funds:						
Regular annual appropriation act	575,600,000		6,010,000	569,590,000	600,811,600	+31,221,600
(District of Columbia—Payable from District revenue:)						
(Regular annual appropriation act)	*(2,147,013,000)*			*(2,147,013,000)*	*(2,178,086,600)*	*(+31,073,600)*
Department of Education:						
Regular annual and supplemental appropriation acts	13,113,562,000		65,000,000	13,048,562,000	15,293,619,000	+2,245,057,000
Continuing appropriations	3,700,000			3,700,000	78,700,000	+75,000,000
Estimates not considered (See Table VIIIg)	18,016,000			18,016,000		−18,016,000
Permanent appropriations:						
Federal funds	7,161,000			7,161,000	7,161,000	
Total, Department of Education	13,142,439,000		65,000,000	13,077,439,000	15,379,480,000	+2,302,041,000
Department of Energy:						
Regular annual and supplemental appropriation acts	11,158,480,000	141,000,000		11,299,480,000	11,281,206,000	−18,274,000
Rescission of unobligated balances					−50,000,000	−50,000,000
Permanent appropriations:						
Federal funds	325,070,000			325,070,000	325,070,000	
(Authority to borrow)	*(324,500,000)*			*(324,500,000)*	*(324,500,000)*	
Trust funds	24,000,000			24,000,000	24,000,000	
Total, Department of Energy *(net)*	11,507,550,000	141,000,000		11,648,550,000	11,580,276,000	−68,274,000

Environmental Protection Agency:						
Regular annual appropriation act	3,702,591,000	265,500,000		3,968,091,000	3,998,100,000	+30,009,000
Foreign Assistance:						
Regular annual and supplemental appropriation acts	11,245,606,131	8,473,297,701	20,000,000	19,698,903,832	19,605,710,412	−93,193,420
Permanent appropriations:						
Trust funds	15,515,301,000			15,515,301,000	15,515,301,000	
(Contract authority)	*(15,500,000,000)*			*(15,500,000,000)*	*(15,500,000,000)*	
Total, Foreign Assistance	26,760,907,131	8,473,297,701	20,000,000	35,214,204,832	35,121,011,412	−93,193,420
General Government:						
Regular annual and supplemental appropriation acts	12,164,560,569	5,577,000	100,529,000	12,069,608,569	12,326,500,569	+256,892,000
Rescission of unobligated balances					−8,000,000	−8,000,000
Continuing appropriations	109,730,000			109,730,000	146,721,000	+36,991,000
Appropriated during 97th Cong., 1st sess. for fiscal year 1984	[1] *(93,500,000)*			[1] *(93,500,000)*	[1] *(105,600,000)*	*(+12,100,000)*
Appropriated during 97th Cong., 2nd sess. for fiscal year 1984					[1] *(24,400,000)*	*(+24,400,000)*
Estimates not considered (See Table VIIIg)	65,607,000	100,000		65,707,000		−65,707,000
Legislative acts: Trust funds [2]					[2] 3,450,000,000	+3,450,000,000
Permanent appropriations:						
Federal funds	13,003,336,000			13,003,336,000	13,003,336,000	
(Authority to borrow)	*(896,319,000)*			*(896,319,000)*	*(896,319,000)*	
Trust funds	43,495,627,000			43,495,627,000	43,495,627,000	
Total, General Government *(net)*	68,838,860,569	5,677,000	100,529,000	68,744,008,569	72,414,184,569	+3,670,176,000
General Services Administration:						
Regular annual appropriation acts	601,485,000	1,700,000		603,185,000	477,835,000	−125,350,000
Permanent appropriations:						
Federal funds	47,000,000			47,000,000	47,000,000	
Trust funds	184,000			184,000	184,000	
Total, General Services Administration	648,669,000	1,700,000		650,369,000	525,019,000	−125,350,000
Department of Health and Human Services:						
Regular annual appropriation acts	62,345,749,000		176,475,000	[3] 62,169,274,000	[4] 65,958,513,000	+3,789,239,000
Continuing appropriations	676,118,000			676,118,000	818,020,000	+141,902,000
Appropriated during 97th Cong., 2nd sess. for fiscal year 1984	5,919,703,000			5,919,703,000	6,951,600,000	+1,031,897,000
Estimates not considered (See Table VIIIg)		414,356,000	329,825,000	84,531,000		−84,531,000
Legislative acts: Trust funds [2]	10,383,000,000			10,383,000,000	[2] 13,480,000,000	+3,097,000,000
Permanent appropriations:						
Federal funds	450,000			450,000	450,000	
Trust funds	231,567,707,000			231,567,707,000	231,567,707,000	
Total, Department of Health and Human Services	310,892,727,000	414,356,000	506,300,000	[3] 310,800,783,000	[4] 318,776,290,000	+7,975,507,000

See footnotes at end of table, *p.* 1163.

VIIIb. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS, FISCAL YEAR 1984, ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Original budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984		Total budget estimates, fiscal year 1984	New budget (obligational) authority appropriated, 98th Cong. 1st sess. (table IVa)	Increase (+) or decrease (−), appropriations compared with estimates
		Increases	Decreases			
Department of Housing and Urban Development:						
Regular annual appropriation act	$6,928,754,100	$3,081,152,796		$10,009,906,896	$16,256,417,000	+$6,246,510,104
Rescission of contract authority	*(−2,857,897,000)*			*(−2,857,897,000)*	−2,857,897,000	[5] −2,857,897,000
Permanent appropriations:						
Federal funds	76,720,000			76,720,000	76,720,000	
(Contract authority)	*(23,800,000)*			*(23,800,000)*	*(23,800,000)*	
(Authority to borrow)	*(46,940,000)*			*(46,940,000)*	*(46,940,000)*	
Trust funds	10,000			10,000	10,000	
Total, Department of Housing and Urban Development *(net)*	7,005,484,100	3,081,152,796		10,086,636,896	13,475,250,000	+3,388,613,104
Department of the Interior:						
Regular annual and supplemental appropriation acts	4,607,810,000	16,458,000	$46,350,000	4,577,918,000	4,982,132,000	+404,214,000
Legislative acts: Federal funds [2]					[2] 14,000,000	+14,000,000
Permanent appropriations:						
Federal funds	1,365,961,000			1,365,961,000	1,365,961,000	
Trust funds	456,022,000			456,022,000	456,022,000	
Total, Department of the Interior	6,429,793,000	16,458,000	46,350,000	6,399,901,000	6,818,115,000	+418,214,000
The Judiciary:						
Regular annual appropriation act	917,025,000	10,764,000	1,761,000	926,028,000	883,040,000	−42,988,000
Permanent appropriations:						
Trust funds	12,317,000			12,317,000	12,317,000	
Total, The Judiciary	929,342,000	10,764,000	1,761,000	938,345,000	895,357,000	−42,988,000
Department of Justice:						
Regular annual appropriation act	3,295,692,000	160,895,000	99,424,000	3,357,163,000	3,372,801,000	+15,638,000
Continuing appropriations					100,000	+100,000
Total, Department of Justice	3,295,692,000	160,895,000	99,424,000	3,357,163,000	3,372,901,000	+15,738,000
Department of Labor:						
Regular annual appropriation act	12,948,946,000	120,000,000	49,400,000	13,019,546,000	15,968,987,000	+2,949,441,000
Legislative acts: Trust funds *(net)* [2]					[2] 3,822,000,000	+3,822,000,000

Permanent appropriations:						
Trust funds	31,846,100,000			31,846,100,000	31,846,100,000	
Total, Department of Labor	44,795,046,000	120,000,000	49,400,000	44,865,646,000	51,637,087,000	+6,771,441,000
Legislative Branch:						
Regular annual and supplemental appropriation acts	1,496,057,000	3,280,200	3,659,000	1,495,678,200	1,473,748,600	−21,929,600
Continuing appropriations					165,000	+165,000
Permanent appropriations:						
Federal funds	82,157,000			82,157,000	82,157,000	
Trust funds	7,455,000			7,455,000	7,455,000	
Total, Legislative Branch	1,585,669,000	3,280,200	3,659,000	1,585.290,200	1,563,525,600	−21,764,600
National Aeronautics and Space Administration:						
Regular annual and supplemental appropriation acts	7,106,500,000			7,106,500,000	7,197,500,000	+91,000,000
Postal Service:						
Regular annual appropriation act	400,000,000			400,000,000	879,000,000	+479,000,000
Department of State:						
Regular annual appropriation acts	2,523,781,000			2,523,781,000	2,436,609,000	−87,172,000
Permanent appropriations:						
Federal funds	227,472,000			227,472,000	227,472,000	
Trust funds	569,045,000			569,045,000	569,045,000	
Total, Department of State	3,320,298,000			3,320,298,000	3,233,126,000	−87,172,000
Department of Transportation:						
Regular annual appropriation acts	10,359,358,456		20,000,000	10,339,358,456	10,372,053,656	+32,695,200
Estimates not considered (See Table VIIIg)	39,457,000		854,000	38,603,000		−38,603,000
Permanent appropriations:						
Federal funds	481,000,000			481,000,000	481,000,000	
(Contract authority)	*(474,000,000)*			*(474,000,000)*	*(474,000,000)*	
Trust funds	16,212,955,000			16,212,955,000	16,212,955,000	
(Contract authority)	*(16,202,734,000)*			*(16,202,734,000)*	*(16,202,734,000)*	
Total, Department of Transportation	27,092,770,456		20,854,000	27,071,916,456	27,066,008,656	−5,907,800
Department of the Treasury:						
Regular annual appropriation acts	9,459,523,000		3,750,000	9,455,773,000	9,475,947,000	+20,174,000
Legislative acts:[2]						
Federal funds					[2] 9,000,000	+9,000,000
Trust funds	4,567,000,000			4,567,000,000	[2] 4,567,000,000	
Private appropriation acts					31,618	+31,618
Permanent appropriations:						
Federal funds	150,589,054,000			150,589,054,000	150,589,054,000	
Trust funds	4,578,175,000			4,578,175,000	4,578,175,000	
Total, Department of the Treasury	169,193,752,000		3,750,000	169,190,002,000	169,219,207,618	+29,205,618

See footnotes at end of table, p. 1163.

VIIIb. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS, FISCAL YEAR 1984, ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Original budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984		Total budget estimates, fiscal year 1984	New budget (obligational) authority appropriated, 98th Cong. 1st sess. (table IVa)	Increase (+) or decrease (−), appropriations compared with estimates
		Increases	Decreases			
Veterans Administration:						
Regular annual and supplemental appropriation acts	$24,867,261,000	$132,356,000	$20,000,000	$24,979,617,000	$24,913,635,000	−$65,982,000
Continuing appropriations		75,000,000		75,000,000	75,000,000	
Permanent appropriations:						
Trust funds	1,444,100,000			1,444,100,000	1,444,100,000	
Total, Veterans Administration	26,311,361,000	207,356,000	20,000,000	26,498,717,000	26,432,735,000	−65,982,000
Grand total, new budget *(obligational)* authority *(net)*	1,051,398,883,256	13,163,970,697	6,065,163,000	1,058,497,690,953	1,070,644,672,455	+12,146,981,502
Consisting of—						
Regular annual and supplemental appropriation acts	510,426,921,256	12,589,514,697	5,246,584,000	517,769,851,953	521,044,600,837	+3,274,748,884
Rescission of unobligated balances	*(−2,857,897,000)*			*(−2,857,897,000)*	−3,006,897,000	[5] −3,006,897,000
Continuing appropriations	789,548,000	75,000,000		864,548,000	1,123,706,000	+259,158,000
Estimates not considered (See Table VIIIg)	123,080,000	499,456,000	818,579,000	−196,043,000		+196,043,000
Appropriated during prior Congressional sessions fiscal year 1984	5,919,703,000			5,919,703,000	6,951,600,000	+1,031,897,000
Appropriations in legislative acts:[2]						
Federal funds					[2] 23,000,000	+23,000,000
Trust funds	14,950,000,000			14,950,000,000	[2] 25,319,000,000	+10,369,000,000
Private appropriation acts					31,618	+31,618
Permanent appropriations:						
Federal funds	173,040,153,000			173,040,153,000	[6] 173,040,153,000	
(Contract authority)	*(497,800,000)*			*(497,800,000)*	*(497,800,000)*	
(Authority to borrow)	*(4,825,208,000)*			*(4,825,208,000)*	*(4,825,208,000)*	
Trust funds	346,149,478,000			346,149,478,000	[6] 346,149,478,000	
(Contract authority)	*(31,702,734,000)*			*(31,702,734,000)*	*(31,702,734,000)*	
Subtotal *(net)*	1,051,398,883,256	13,163,970,697	6,065,163,000	1,058,497,690,953	1,070,644,672,455	+12,146,981,502
Less adjustments for interfund and intragovernmental transactions (see par. 2 "Compilers' Notes", p. IV)	−147,621,985,000			−147,621,985,000	−147,621,985,000	

Net total for fiscal year 1984 to date	903,776,898,256	13,163,970,697	6,065,163,000	910,875,705,953	923,022,687,455	+12,146,981,502
Deduct estimates and appropriations made during prior Congressional sessions for fiscal year 1984	−5,919,703,000			−5,919,703,000	−6,951,600,000	−1,031,897,000
Net for fiscal year 1984 (98th Congress, 1st session)	897,857,195,256	13,163,970,697	6,065,163,000	904,956,002,953	916,071,087,455	+11,115,084,502

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[1] Included under "Permanent appropriations, Federal funds".

[2] Section 401 of the Congressional Budget and Impoundment Control Act of 1974 (Public Law 93-344) requires that all borrowing and contracting authority (so called "backdoor authority") enacted after March 3, 1975 be subject to subsequent appropriation action with certain exceptions which are listed under Sec. 401(d) of the Act (see p. 1956 in the 1974-1975 volume for text of Sec. 401(d)). This amount represents budget authority which falls within those exceptions.

[3] Budget estimates *exclude* $35,378,000 for fiscal year 1984 to liquidate "indefinite" budget authority requested in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on page 1129, this volume, for accounts involved).

[4] Excludes $323,000,000 appropriated in fiscal year 1984 to liquidate "indefinite" budget authority requested for fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on p. 1129, this volume for accounts involved).

[5] Reflects actual amount rescinded rather than comparison with request.

[6] Subject to revision as better data becomes available (see "Note" above).

VIIIc. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS, FISCAL YEAR 1983, ARRANGED BY AGENCIES, 98TH CONGRESS, 1ST SESSION

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations. (See explanation, par. 4, "Compilers' Notes," p. II.)]

(Amounts considered in supplemental appropriation acts, private acts, and rescission acts)

Department or establishment	Budget estimates, fiscal year 1983	New budget (obligational) authority appropriated, fiscal year 1983	Increase (+) or decrease (−), appropriations compared with estimates
Department of Agriculture	$7,145,374,000	$7,731,131,000	+$585,757,000
Department of Commerce	35,242,000	192,096,000	+156,854,000
Department of Defense—Civil	18,209,000	444,141,000	+425,932,000
Department of Defense—Military	493,270,000	649,412.000	+156,142,000
District of Columbia:			
(Payable from District revenues—net)	*(−22,023,200)*	*(−22,023,200)*	
(New budget (obligational) authority)	*(23,338,000)*	*(15,127,200)*	*(−8,210,800)*
(Rescissions)	*(−45,361,200)*	*(−37,150,400)*	*(+8,210,800)*
Department of Education	4,816,000	304,524,000	+299,708,000
Department of Energy	23,109,000	205,030,000	+181,921,000
Environmental Protection Agency		9,000,000	+9,000,000
Foreign Assistance	908,072,000	777,147,000	−130,925,000
General Government *(net)*	614,754,000	1,160,958,635	+546,204,635
New budget *(obligational)* authority	(617,254,000)	(1,160,958,635)	(+543,704,635)
Estimates not considered	(−2,500,000)		(+2,500,000)
General Services Administration	13,650,000	125,000,000	+111,350,000
Department of Health and Human Services	[1] 1,323,275,000	[2] 1,922,778,000	+599,503,000
New budget *(obligational)* authority	(1,323,889,000)	(1,922,778,000)	(+598,889,000)
Estimates not considered	(−614,000)		(+614,000)
Department of Housing and Urban Development *(net)*		1,063,403,000	+1,063,403,000
New budget *(obligational)* authority		(2,642,634,000)	(+2,642,634,000)
Rescissions	(−1,579,231,000)	(−1,579,231,000)	[3] (−1,579,231,000)
Department of the Interior *(net)*	122,011,000	611,239,000	+489,228,000
New budget *(obligational)* authority	(122,011,000)	(641,239,000)	(+519,228,000)
Rescissions		(−30,000,000)	(−30,000,000)
The Judiciary	34,983,000	19,712,000	−15,271,000
Department of Justice	93,021,000	171,984,000	+78,963,000
Department of Labor	5,845,410,000	6,095,518,000	+250,108,000
Legislative Branch	253,633,000	131,840,600	−121,792,400
National Aeronautics and Space Administration	30,150,000	28,500,000	−1,650,000
Department of State	48,715,000	51,573,000	+2,858,000
Department of Transportation	93,162,602	309,484,602	+216,322,000
Department of the Treasury	121,001,430	124,240,430	+3,239,000
Veterans Administration	559,064,000	525,787,000	−33,277,000
Private appropriation acts			
Grand total *(net)*	[1] 17,780,922,032	[2] 22,654,499,267	+4,873,577,235
Consisting of—			
Supplemental appropriation acts *(net)*	17,784,036,032	22,654,499,267	+4,870,463,235
New budget *(obligational)* authority	(17,784,036,032)	(24,263,730,267)	(+6,479,694,235)
Rescissions	(−1,579,231,000)	(−1,609,231,000)	[3] (−1,609,231,000)
Private appropriation acts			
Estimates not considered	−3,114,000		+3,114,000
(District of Columbia funds—net)	*(−22,023,200)*	*(−22,023,200)*	

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[1] Budget estimates *exclude* $35,378,000 for fiscal year 1984 to liquidate "indefinite" budget authority requested in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on p. 1129, this volume, for accounts involved).

[2] Excludes $323,000,000 appropriated in fiscal year 1984 to liquidate "indefinite" budget authority provided in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on page 1129, this volume, for accounts involved).

[3] Reflects actual amount rescinded rather than comparison with request.

VIIId. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS, FISCAL YEAR 1985, ARRANGED BY AGENCIES, 98TH CONGRESS, 1ST SESSION

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations. (See explanation, par. 4, "Compilers' Notes", p. II.)]

(Amounts considered in supplemental appropriation acts)

Department or establishment	Budget estimates, fiscal year 1985	New budget (obligational) authority appropriated, fiscal year 1985	Increase (+) or decrease (–), appropriations compared with estimates
DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATION ACT, 1984			
DEPARTMENT OF HEALTH AND HUMAN SERVICES			
HEALTH CARE FINANCING ADMINISTRATION			
Grants to states for Medicaid	$5,552,000,000	$5,552,000,000	
SOCIAL SECURITY ADMINISTRATION			
Assistance payments program	1,758,454,000	2,073,000,000	+$314,546,000
Child Support Enforcement	102,750,000	138,000,000	+35,250,000
DEPARTMENTAL MANAGEMENT			
Office of the Inspector General	9,000,000	9,000,000	
Total, fiscal year 1985	7,422,204,000	7,772,000,000	+349,796,000

VIIIe. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS, FISCAL YEAR 1986, ARRANGED BY AGENCIES, 98TH CONGRESS, 1ST SESSION

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations. (See explanation, par. 4, "Compilers' Notes," p. II.)]

(Amounts considered in regular annual appropriation acts)

Department or establishment	Budget estimates, fiscal year 1986	New budget (obligational) authority appropriated, fiscal year 1986	Increase (+) or decrease (−), appropriations compared with estimates
DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION AND RELATED AGENCIES APPROPRIATION ACT, 1984			
RELATED AGENCIES			
Corporation for Public Broadcasting	$75,000,000	$130,000,000	+$55,000,000

VIIIf. RECAPITULATION OF COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS, 98TH CONGRESS, 1ST SESSION

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations. (See explanation, par. 4, "Compilers' Notes," p. II.)]

	Amount
Net increase in budget estimates for fiscal 1983 (p. 1165)	+$4,873,577,235
Net increase in budget estimates for fiscal 1984 (p. 1163)	+11,115,084,502
Net increase in budget estimates for fiscal 1985 (p. 1167)	+349,796,000
Net increase in budget estimates for fiscal 1986 (p. 1169)	+55,000,000
Total net increase above budget estimates, 98th Cong., 1st sess.	+16,393,457,737

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VIIIg. SUMMARY OF ESTIMATES NOT CONSIDERED, BY FISCAL YEARS, ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION

Department or establishment	H. Doc. No. (unless otherwise indicated)	Regular budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984 and prior years		Total budget estimates not considered
			Increases	Decreases	
DEPARTMENT OF DEFENSE					
MILITARY CONSTRUCTION					
Military construction, Army, 1984	98-111			[1] $5,900,000	-$5,900,000
Military construction, Navy, 1984	98-111			[1] 16,000,000	-16,000,000
Military construction, Air Force, 1984	98-111			[1] 390,000,000	390,000,000
Military construction, Defense agencies, 1984	98-111			[1] 5,000,000	-5,000,000
Military construction, Army National Guard, 1984	98-111			[1] 1,000,000	-1,000,000
Military construction, Air National Guard, 1984	98-111			[1] 1,000,000	-1,000,000
Military construction, Army Reserve, 1984	98-111			[1] 1,000,000	-1,000,000
Military construction, Air Force Reserve, 1984	98-111			[1] 1,000,000	-1,000,000
Military construction, Air Force, 1984	98-127		[1] $55,000,000		55,000,000
Military construction, Navy, 1984	98-133		[1] 30,000,000		30,000,000
Total, Military construction, 1984			85,000,000	420,900,000	-335,900,000
FAMILY HOUSING					
Family housing, Army, 1984	98-111			[1] 23,000,000	-23,000,000
Family housing, Navy and Marine Corps, 1984	98-111			[1] 9,000,000	-9,000,000
Family housing, Air Force, 1984	98-111			[1] 35,000,000	-35,000,000
Total, Family Housing, 1984				67,000,000	-67,000,000
Total, Department of Defense, 1984			85,000,000	487,900,000	-402,900,000
DEPARTMENT OF EDUCATION					
American Printing House for the Blind	98-3	[2] $500,000			500,000
Gallaudet College	98-3	[2] 1,590,000			1,590,000
Howard University	98-3	[2] 14,520,000			14,520,000
Office of the Inspector General	98-3	[2] 1,406,000			1,406,000
Total, Department of Education		18,016,000			18,016,000
GENERAL GOVERNMENT					
BOARD FOR INTERNATIONAL BROADCASTING					
Grants and expenses, 1983	98-62			[1] 2,500,000	-2,500,000
NATIONAL CREDIT UNION ADMINISTRATION					
Central liquidity facility, 1984 *(authority to borrow, current)*	98-3	65,607,000			65,607,000
NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES					
National Endowment for the Arts: Salaries and expenses, 1984	98-127		[1] 100,000		100,000
Total, General Government		65,607,000	100,000	2,500,000	-63,207,000
DEPARTMENT OF HEALTH AND HUMAN SERVICES					
HEALTH RESOURCES AND SERVICES ADMINISTRATION					
Health resources and services, 1983	S98-9			[1] 614,000	-614,000
Health resources and services, 1984	98-111			[1] 12,500,000	-12,500,000
OFFICE OF HUMAN DEVELOPMENT SERVICES					
Rural development loan fund, 1984 *(by transfer)*	98-111			[1] *(9,700,000)*	*(-9,700,000)*

See footnotes at end of table, p. 1174.

VIIIg. SUMMARY OF ESTIMATES NOT CONSIDERED, BY FISCAL YEARS, ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

Department or establishment	H. Doc. No. (unless otherwise indicated)	Regular budget estimates, fiscal year 1984	Budget amendments and supplemental estimates, fiscal year 1984 and prior years		Total budget estimates not considered
			Increases	Decreases	
DEPARTMENT OF HEALTH AND HUMAN SERVICES—Continued					
CENTERS FOR DISEASE CONTROL					
Disease control, 1984	98-111		[1] $7,300,000		$7,300,000
NATIONAL INSTITUTES OF HEALTH					
National Cancer Institute, 1984	98-111		[1] 3,500,000		3,500,000
National Heart, Lung and Blood Institute, 1984	98-111		[1] 2,036,000		2,036,000
National Institute of Neurological and Communicative Disorders and Stroke, 1984	98-111		[1] 1,560,000		1,560,000
National Institute of Allergy and Infectious Diseases, 1984	98-111		[1] 7,270,000		7,270,000
Research resources, 1984	98-111		[1] 500,000		500,000
Total, National Institutes of Health, 1984			14,866,000		14,866,000
OFFICE OF THE ASSISTANT SECRETARY FOR HEALTH					
Grants to States for health, 1984	98-111		[1] 1,190,000		1,190,000
HEALTH CARE FINANCING ADMINISTRATION					
Payments to health care trust funds, 1984	98-111		[1] 391,000,000		391,000,000
Program management, 1984 *(limitation on trust fund transfer)*	98-111		[1] *(34,000,000)*		*(34,000,000)*
SOCIAL SECURITY ADMINISTRATION					
Payments to social security trust funds, 1984	98-111			[1] $317,325,000	−317,325,000
Supplemental security income program, 1984 *(by transfer)*	98-111		[1] *(318,000,000)*		*(318,000,000)*
Total, Department of Health and Human Services			414,356,000	330,439,000	83,917,000
Fiscal year 1983				(614,000)	(−614,000)
Fiscal year 1984			(414,356,000)	(329,825,000)	(84,531,000)
DEPARTMENT OF TRANSPORTATION					
FEDERAL RAILROAD ADMINISTRATION					
Rail service assistance, 1984 [2]	98-83			[1] 854,000	−854,000
Settlements of railroad litigation, 1984 *(authority to borrow, current)*	98-3	$38,545,000			38,545,000
Railroad rehabilitation and improvement financing funds, 1984 *(authority to borrow, current)*	98-3	912,000			912,000
Total, Department of Transportation		39,457,000		854,000	38,603,000
Grand total, estimates not considered		123,080,000	499,456,000	821,693,000	−199,157,000
Fiscal year 1983				(3,114,000)	(−3,114,000)
Fiscal year 1984		(123,080,000)	(499,456,000)	(818,579,000)	(−196,043,000)
(By transfer)			*(318,000,000)*	*(9,700,000)*	*(308,300,000)*
(Limitation on trust fund transfer)			*(34,000,000)*		*(34,000,000)*

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[1] Submitted too late for consideration in the applicable appropriation bill.

[2] Not considered due to lack of authorizing legislation.

VIIIh. RESCISSIONS OF APPROPRIATIONS CONSIDERED DURING THE 1ST SESSION OF THE 98TH CONGRESS, ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS

[NOTE.—For informational purposes only to separately identify rescissions. The amounts rescinded *are* reflected in the *totals* of new budget (obligational) authority shown in various tabulations.]

Department or activity	Amount proposed for rescission	Amount rescinded	Increase (+) or decrease (−), amounts rescinded compared with proposals
District of Columbia:			
Supplemental Appropriations Act, 1983 (P.L. 98-63) *(District of Columbia Funds)*	*($45,361,200)*	*($37,150,400)*	*(−$8,210,800)*
Department of Defense—Military:			
Military Construction Appropriation Act, 1984 (P.L. 98-116)		91,000,000	+91,000,000
Department of Energy:			
Supplemental Appropriations, 1984 (P.L. 98-181)		50,000,000	+50,000,000
General Government:			
Interior Appropriations Act, 1984 (P.L. 98-146):			
Smithsonian Institution		8,000,000	+8,000,000
Department of Housing and Urban Development:			
Supplemental Appropriations Act, 1983 (P.L. 98-63) *(contract authority)*	1,198,459,000	1,198,459,000	
Supplemental Appropriations Act, 1983 (P.L. 98-63) *(contract authority)*	380,772,000	380,772,000	
HUD Appropriations Act, 1984 *(contract authority)* (P.L. 98-45)	2,374,777,000	2,374,777,000	
HUD Appropriations Act, 1984 *(contract authority)* (P.L. 98-45)	483,120,000	483,120,000	
Total, Department of Housing and Urban Development	4,437,128,000	4,437,128,000	
Department of the Interior:			
Supplemental Appropriations Act, 1983 (P.L. 98-63) *(contract authority)*		30,000,000	+30,000,000
Grand total, rescissions of budget authority, (98th Congress, 1st session)	[1] 4,437,128,000	[1] 4,616,128,000	+179,000,000
Federal funds:			
Fiscal year 1983	(1,579,231,000)	(1,609,231,000)	(+30,000,000)
Fiscal year 1984	(2,857,897,000)	(3,006,897,000)	(+149,000,000)
(District of Columbia funds, 1983)	*(45,361,200)*	*(37,150,400)*	*(−8,210,800)*

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[1] See pp. 531-541 and pp. 543-548 for status reports on rescissions and deferrals.

VIIIi. DEFERRALS OF BUDGET AUTHORITY AND OUTLAYS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION

[NOTE.—For informational purposes only. The amounts are *not* reflected in the *totals* of new budget (obligational) authority shown in various tabulations.]

Department or activity	Amounts proposed for deferral[1]	Amounts disapproved	Increase (+) or decrease (−), amounts disapproved compared with proposals
Department of Agriculture:			
Deferral Resolution, 1983 (H.Res. 90; S.Res. 18)	$7,000,000	$7,000,000	
Department of Commerce:			
Deferral Resolution, 1983 (H.Res. 74; S.Res. 49)	181,900,000	181,900,000	
Deferral Resolution, 1983 (H.Res. 75)	20,100,000	20,100,000	
Total, Department of Commerce	202,000,000	202,000,000	
Department of Energy:			
Deferral Resolution, 1983 (H.Res. 80)	57,400,000	57,400,000	
Deferral Resolution, 1983 (H.Res. 177)	4,500,000	4,500,000	
Deferral Resolution, 1983 (H.Res. 178)	8,750,000	8,750,000	
Energy and Water Appropriations Act, 1983 (P.L. 98-50)	15,226,000	3,000,000	−$12,226,000
Total, Department of Energy	85,876,000	73,650,000	−12,226,000
General Government:			
Deferral Resolutions, 1983:			
Small Business Administration (H.Res. 73)	143,000,000	143,000,000	
Small Business Administration (H.Res. 76)	1,000,000	1,000,000	
Small Business Administration (H.Res. 77)	3,000,000	3,000,000	
Total, General Government	147,000,000	147,000,000	
Department of Housing and Urban Development:			
Emergency Jobs Appropriations Act, 1983 (P.L. 98-8)	244,000,000	244,000,000	
Emergency Jobs Appropriations Act, 1983 (P.L. 98-8)	3,081,152,796	3,081,152,796	
Supplemental Appropriations Act, 1983 (P.L. 98-63)		[2]*(69,000,000)*	*(+69,000,000)*
Total, Department of Housing and Urban Development	3,325,152,796	3,325,152,796	
Department of the Interior:			
Deferral Resolution, 1983 (H.Res. 181)	3,188,000	3,188,000	
Supplemental Appropriations Act, 1983 (P.L. 98-63)		[2]*(63,600,000)*	*(+63,600,000)*
Total, Department of the Interior	3,188,000	3,188,000	
Department of Transportation:			
Emergency Jobs Appropriations Act, 1983 (P.L. 98-8)	229,000,000	229,000,000	
Supplemental Appropriations Act, 1984 (P.L. 98-181)	2,050,000	2,050,000	
Total, Department of Transportation	231,050,000	231,050,000	
Grand total, deferrals of budget authority (98th Congress, 1st session):			
Deferrals proposed and amounts disapproved	4,001,266,796	3,989,040,796	−12,226,000
Fiscal year 1983	(3,999,216,796)	(3,986,990,796)	(−12,226,000)
Fiscal year 1984	(2,050,000)	(2,050,000)	
Deferrals initiated and approved by Congress		*(132,600,000)*	*(+132,600,000)*

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[1] Amounts proposed for deferral reflect original requests for fiscal year 1983 deferrals proposed during the 1st session of the 98th Congress on which the Congress took legislative action. Adjustments proposed in subsequent documents or congressionally initiated deferral actions are not reflected. See pp. 531-541 and pp. 543-548 for status reports on rescissions and deferrals.

[2] Deferrals initiated and approved by Congress.

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
Department of Agriculture:			
Appropriations, fiscal year 1984:			
Regular annual act [1]	$31,410,415,000	$31,257,225,000	−$153,190,000
Carried in supplemental act	8,000,000	13,000,000	+5,000,000
Carried in other regular annual act	1,253,924,000	1,354,006,000	+100,082,000
Subtotal	32,672,339,000	32,624.231,000	−48,108,000
Permanent appropriations:			
Federal funds	6,793,402,000	6,793,402,000	
(Authority to borrow)	*(3,556,849,000)*	*(3,556,849,000)*	
Trust funds	276,370,000	276,370,000	
Total, permanent appropriations	7,069,772,000	7.069,772,000	
Total appropriations, fiscal year 1984	39,742,111,000	39,694,003,000	−48,108,000
Appropriations, fiscal year 1983:			
Supplemental act	1,437,917,000	1,441,674,000	+3,757,000
Emergency jobs act	5,707,457,000	6,289,457,000	+582,000,000
Total appropriations, fiscal year 1983	7,145,374,000	7,731,131,000	+585,757,000
Grand total for session, Department of Agriculture	46,887,485,000	47,425,134,000	+537,649,000
Department of Commerce:			
Appropriations, fiscal year 1984:			
Regular annual act	1,475,000,000	1,969,226,000	+494,226,000
Permanent appropriations:			
Federal funds	31,500,000	31,500,000	
Trust funds	53,605,000	53,605,000	
Total, permanent appropriations	85,105,000	85,105,000	
Total appropriations, fiscal year 1984	1,560,105,000	2,054,331,000	+494,226,000
Appropriations, fiscal year 1983:			
Supplemental act	35,242,000	92,096,000	+56,854,000
Emergency jobs act		100,000,000	+100,000,000
Total appropriations, fiscal year 1983	35,242,000	192,096,000	+156,854,000
Grand total for session, Department of Commerce	1,595,347,000	2,246,427,000	+651,080,000
Department of Defense—Civil:			
Appropriations, fiscal year 1984:			
Regular annual act	2,501,400,000	2,641,386,000	+139,986,000
Carried in other regular annual act	8,203,000	8,203,000	
Subtotal	2,509,603,000	2,649,589,000	+139,986,000

See footnotes at end of table, pp. 1189-1190.

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
Department of Defense—Civil—Continued:			
Appropriations, fiscal year 1984—Continued:			
Permanent appropriations:			
Federal funds	$9,270,000	$9,270,000	
Trust funds	71,005,000	71,005,000	
Total, permanent appropriations	80,275,000	80,275,000	
Total appropriations, fiscal year 1984	2,589,878,000	2,729,864,000	+$139,986,000
Appropriations, fiscal year 1983:			
Supplemental act	18,209,000	55,141,000	+36,932,000
Emergency jobs act		389,000,000	+389,000,000
Total appropriations, fiscal year 1983	18,209,000	444,141,000	+425,932,000
Grand total for session, Department of Defense—Civil	2,608,087,000	3,174,005,000	+565,918,000
Department of Defense—Military:			
Military personnel:			
Appropriations, fiscal year 1984:			
Regular annual act	47,997,800,000	47,360,103,000	−637,697,000
Retired military personnel:			
Appropriations, fiscal year 1984:			
Regular annual act	16,772,800,000	16,592,600,000	−180,200,000
Operation and maintenance:			
Appropriations, fiscal year 1984:			
Regular annual act	74,972,674,000	72,539,625,000	−2,433,049,000
Carried in continuing appropriations		5,000,000	+5,000,000
Total appropriations, fiscal year 1984	74,972,674,000	72,544,625,000	−2,428,049,000
Appropriations, fiscal year 1983:			
Supplemental act	6,500,000	6,500,000	
Appropriations to liquidate contract authorizations	*(25,000,000)*	*(25,000,000)*	
Total, operation and maintenance	74,979,174,000	72,551,125,000	−2,428,049,000
Procurement:			
Appropriations, fiscal year 1984:			
Regular annual act	92,594,655,000	85,617,505,000	−6,977,150,000
Appropriations, fiscal year 1983:			
Supplemental act	486,770,000	461,770,000	−25,000,000
Total, procurement	93,081,425,000	86,079,275,000	−7,002,150,000
Research, development, test, and evaluation:			
Appropriations, fiscal year 1984:			
Regular annual act	28,498,840,000	26,739,269,000	−1,759,571,000
Appropriations, fiscal year 1983:			
Supplemental act		1,500,000	+1,500,000
Total, research, development, test and evaluation	28,498,840,000	26,740,769,000	−1,758,071,000
Special foreign currency program:			
Appropriations, fiscal year 1984:			
Regular annual act	3,050,000	3,050,000	

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
Department of Defense—Military—Continued:			
Military construction:			
Appropriations, fiscal year 1984:			
Carried in separate regular annual act	$8,655,127,000	$7,195,237,000	−$1,459,890,000
Rescission of unobligated balances		−91,000,000	−91,000,000
Estimates not considered (see Table VIIIg)	−402,900,000		+402,900,000
Total appropriations, fiscal year 1984 *(net)*	8,252,227,000	7,104,237,000	−1,147,990,000
Appropriations, fiscal year 1983:			
Emergency jobs act		179,642,000	+179,642,000
Total, military construction *(net)*	8,252,227,000	7,283,879,000	−968,348,000
Total, regular annual and supplemental appropriation acts *(net)*	269,585,316,000	256,610,801,000	−12,974,515,000
Permanent appropriations:			
Federal funds	600,000	600,000	
(Authority to borrow)	*(600,000)*	*(600,000)*	
Trust funds	19,500,000	19,500,000	
Total, permanent appropriations	20,100,000	20,100,000	
Grand total for session, Department of Defense—Military *(net)*	269,605,416,000	256,630,901,000	−12,974,515,000
Consisting of—			
Appropriations, fiscal year 1984:			
Regular annual act	260,839,819,000	248,852,152,000	−11,987,667,000
Carried in separate and other regular annual acts *(net)*	8,655,127,000	7,104,237,000	−1,550,890,000
Carried in continuing appropriations		5,000,000	+5,000,000
Subtotal *(net)*	269,494,946,000	255,961,389,000	−13,533,557,000
Permanent appropriations:			
Federal funds	600,000	600,000	
Trust funds	19,500,000	19,500,000	
Subtotal	20,100,000	20,100,000	
Total appropriations, fiscal year 1984 *(net)*	269,515,046,000	255,981,489,000	−13,533,557,000
Appropriations, fiscal year 1983:			
Supplemental act	493,270,000	469,770,000	−23,500,000
Emergency jobs act		179,642,000	+179,642,000
Appropriations to liquidate contract authorizations	*(25,000,000)*	*(25,000,000)*	
Total, appropriations, fiscal year 1983	493,270,000	649,412,000	+156,142,000
Grand total for session, Department of Defense—Military *(net)*	269,605,416,000	256,630,901,000	−12,974,515,000
District of Columbia—Federal Funds:			
Appropriations, fiscal year 1984:			
Regular annual act	569,590,000	600,811,600	+31,221,600

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
(District of Columbia—Payable from District revenues:)			
(Appropriations, fiscal year 1984:)			
(Regular annual act (net))	*($2,147,013,000)*	*($2,178,086,600)*	*(+$31,073,600)*
(Appropriations, fiscal year 1983:)			
(Supplemental act (net))	*(−22,023,200)*	*(−22,023,200)*	
(New budget (obligational) authority)	*(23,338,000)*	*(15,127,200)*	*(−8,210,800)*
(Rescissions)	*(−45,361,200)*	*(−37,150,400)*	*(+8,210,800)*
(Grand total for session, District of Columbia—Payable from District revenues (net))	*(2,124,989,800)*	*(2,156,063,400)*	*(+31,073,600)*
Department of Education:			
Appropriations, fiscal year 1984:			
Regular annual act	13,047,319,000	15,224,339,000	+2,177,020,000
Carried in other regular annual acts	1,243,000	68,780,000	+67,537,000
Carried in supplemental act		500,000	+500,000
Carried in continuing appropriations	3,700,000	78,700,000	+75,000,000
Estimates not considered (see Table VIIIg)	18,016,000		−18,016,000
Subtotal	13,070,278,000	15,372,319,000	+2,302,041,000
Permanent appropriations: Federal funds	7,161,000	7,161,000	
Total appropriations, fiscal year 1984	13,077,439,000	15,379,480,000	+2,302,041,000
Appropriations, fiscal year 1983:			
Supplemental act	4,816,000	99,524,000	+94,708,000
Emergency jobs act		205,000,000	+205,000,000
Total appropriations, fiscal year 1983	4,816,000	304,524,000	+299,708,000
Grand total for session, Department of Education	13,082,255,000	15,684,004,000	+2,601,749,000
Department of Energy:			
Appropriations, fiscal year 1984:			
Regular annual act	10,539,342,000	10,011,291,000	−528,051,000
Carried in other regular annual act	666,638,000	1,191,915,000	+525,277,000
Carried in supplemental act *(net)*	93,500,000	28,000,000	−65,500,000
New budget *(obligational)* authority	*(93,500,000)*	*(78,000,000)*	*(−15,500,000)*
Rescissions		*(−50,000,000)*	*(−50,000,000)*
Subtotal	11,299,480,000	11,231,206,000	−68,274,000
Permanent appropriations:			
Federal funds	325,070,000	325,070,000	
(Authority to borrow)	*(324,500,000)*	*(324,500,000)*	
Trust funds	24,000,000	24,000,000	
Total, permanent appropriations	349,070,000	349,070,000	
Total appropriations, fiscal year 1984	11,648,550,000	11,580,276,000	−68,274,000
Appropriations, fiscal year 1983:			
Supplemental act	23,109,000	55,030,000	+31,921,000
Emergency jobs act		150,000,000	+150,000,000
Total appropriations, fiscal year 1983	23,109,000	205,030,000	+181,921,000
Grand total for session, Department of Energy	11,671,659,000	11,785,306,000	+113,647,000

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
Environmental Protection Agency:			
Appropriations, fiscal year 1984:			
Regular annual act	$3,968,091,000	$3,998,100,000	+$30,009,000
Appropriations, fiscal year 1983:			
Supplemental act		9,000,000	+9,000,000
Grand total for session, Environmental Protection Agency	3,968,091,000	4,007,100,000	+39,009,000
Foreign Assistance:			
Appropriations, fiscal year 1984:			
Regular annual act[2]	11,234,895,056	11,141,701,636	−93,193,420
Carried in supplemental act	8,464,008,776	8,464,008,776	
Permanent appropriations:			
Trust funds	15,515,301,000	15,515,301,000	
(Contract authority)	*(15,500,000,000)*	*(15,500,000,000)*	
Total appropriations, fiscal year 1984	35,214,204,832	35,121,011,412	−93,193,420
Appropriations, fiscal year 1983:			
Supplemental act	908,072,000	777,147,000	−130,925,000
Grand total for session, Foreign Assistance	36,122,276,832	35,898,158,412	−224,118,420
General Government:			
Appropriations, fiscal year 1984:			
Regular annual act[3]	5,695,872,000	5,686,940,000	−8,932,000
Carried in other regular annual acts	6,373,736,569	6,599,310,569	+225,574,000
Rescission of unobligated balanaces		−8,000,000	−8,000,000
Carried in continuing appropriations	109,730,000	146,721,000	+36,991,000
Carried in supplemental act		40,250,000	+40,250,000
Appropriated during 97th Cong., 1st sess. for fiscal year 1984	*(93,500,000)*	[4] *(105,600,000)*	*(+12,100,000)*
Appropriated during 97th Cong., 2nd sess. for fiscal year 1984		[4] *(24,400,000)*	*(+24,400,000)*
Estimates not considered (see Table VIIIg)	65,707,000		−65,707,000
Subtotal	12,245,045,569	12,465,221,569	+220,176,000
Legislative acts: Trust funds[5]		[5] 3,450,000,000	+3,450,000,000
Permanent appropriations:			
Federal funds	13,003,336,000	13,003,336,000	
(Authority to borrow)	*(896,319,000)*	*(896,319,000)*	
Trust funds	43,495,627,000	43,495,627,000	
Total, permanent appropriations	56,498,963,000	56,498,963,000	
Total appropriations, fiscal year 1984	68,744,008,569	72,414,184,569	+3,670,176,000
Appropriations, fiscal year 1983:			
Supplemental act	617,254,000	593,208,635	−24,045,365
Emergency jobs act		567,750,000	+567,750,000
Estimates not considered (see Table VIIIg)	−2,500,000		+2,500,000
Total appropriations, fiscal year 1983	614,754,000	1,160,958,635	+546,204,635
Appropriations, fiscal year 1986:			
Carried in other regular annual act	75,000,000	130,000,000	+55,000,000
Grand total for session, General Government	69,433,762,569	73,705,143,204	+4,271,380,635

See footnotes at end of table, pp. 1189-1190.

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
General Services Administration:			
Appropriations, fiscal year 1984:			
Regular annual act	$601,736,000	$476,486,000	−$125,250,000
Carried in other regular annual act	1,449,000	1,349,000	−100,000
Subtotal	603,185,000	477,835,000	−125,350,000
Permanent appropriations:			
Federal funds	47,000,000	47,000,000	....
Trust funds	184,000	184,000	....
Total, permanent appropriations	47,184,000	47,184,000	....
Total appropriations, fiscal year 1984	650,369,000	525,019,000	−125,350,000
Appropriations, fiscal year 1983:			
Supplemental act	13,650,000	....	−13,650,000
Emergency jobs act	....	125,000,000	+125,000,000
Total appropriations, fiscal year 1983	13,650,000	125,000,000	+111,350,000
Grand total for session, General Services Administration	664,019,000	650,019,000	−14,000,000
Department of Health and Human Services:			
Appropriations, fiscal year 1984:			
Regular annual act	[6]61,129,499,000	[7]64,745,050,000	+3,615,551,000
Carried in other regular annual acts	1,039,775,000	1,213,463,000	+173,688,000
Carried in continuing appropriations	676,118,000	818,020,000	+141,902,000
Estimates not considered (see Table VIIIg)	84,531,000	....	−84,531,000
Appropriated during 97th Cong., 2nd sess. for fiscal year 1984	5,919,703,000	6,951,600,000	+1,031,897,000
Subtotal	68,849,626,000	73,728,133,000	+4,878,507,000
Legislative acts: Trust funds[5]	10,383,000,000	[5]13,480,000,000	+3,097,000,000
Permanent appropriations:			
Federal funds	450,000	450,000	....
Trust funds	231,567,707,000	231,567,707,000	....
Total, permanent appropriations	231,568,157,000	231,568,157,000	....
Total appropriations, fiscal year 1984	[6]310,800,783,000	[7]318,776,290,000	+7,975,507,000
Appropriations, fiscal year 1983:			
Supplemental act	1,323,889,000	1,412,343,000	+88,454,000
Emergency jobs act	....	510,435,000	+510,435,000
Estimates not considered (see Table VIIIg)	−614,000	....	+614,000
Total appropriations, fiscal year 1983	1,323,275,000	1,922,778,000	+599,503,000
Appropriations, fiscal year 1985:			
Regular annual act	7,422,204,000	7,772,000,000	+349,796,000
Grand total for session, Department of Health and Human Services	[6]319,546,262,000	[7]328,471,068,000	+8,924,806,000
Department of Housing and Urban Development:			
Appropriations, fiscal year 1984:			
Regular annual act	10,009,906,896	16,256,417,000	+6,246,510,104
Rescission of contract authority	*(−2,857,897,000)*	−2,857,897,000	[8]−2,857,897,000

See footnotes at end of table, pp. 1189-1190.

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
Department of Housing and Urban Development—Con.:			
Appropriations, fiscal year 1984—Continued:			
Appropriations to liquidate contract authorizations	*($10,697,000,000)*	*($10,697,000,000)*	
Subtotal *(net)*	10,009,906,896	13,398,520,000	+$3,388,613,104
Permanent appropriations:			
Federal funds	76,720,000	76,720,000	
(Contract authority)	*(23,800,000)*	*(23,800,000)*	
(Authority to borrow)	*(46,940,000)*	*(46,940,000)*	
Trust funds	10,000	10,000	
Total appropriations, fiscal year 1984 *(net)*	10,086,636,896	13,475,250,000	+3,388,613,104
Appropriations, fiscal year 1983:			
Supplemental act *(net)*		63,403,000	+63,403,000
New budget *(obligational)* authority		*(1,642,634,000)*	*(+1,642,634,000)*
Rescissions	*(−1,579,231,000)*	*(−1,579,231,000)*	*(−1,579,231,000)*
Emergency jobs act		1,000,000,000	+1,000,000,000
Total appropriations, fiscal year 1983 *(net)*		1,063,403,000	+1,063,403,000
Grand total for session, Department of Housing and Urban Development *(net)*	10,086,636,896	14,538,653,000	+4,452,016,104
Department of the Interior:			
Appropriations, fiscal year 1984:			
Regular annual act	3,616,708,000	3,949,342,000	+332,634,000
Carried in other regular annual acts	961,210,000	961,690,000	+480,000
Carried in supplemental act		71,100,000	+71,100,000
Appropriations to liquidate contract authorizations		*(14,000,000)*	*(+14,000,000)*
Subtotal	4,577,918,000	4,982,132,000	+404,214,000
Legislative acts: Federal funds [5]		[5] 14,000,000	+14,000,000
Permanent appropriations:			
Federal funds	1,365,961,000	1,365,961,000	
Trust funds	456,022,000	456,022,000	
Total, permanent appropriations	1,821,983,000	1,821,983,000	
Total appropriations, fiscal year 1984	6,399,901,000	6,818,115,000	+418,214,000
Appropriations, fiscal year 1983:			
Supplemental act *(net)*	122,011,000	230,789,000	+108,778,000
New budget *(obligational)* authority	*(122,011,000)*	*(641,239,000)*	*(+519,228,000)*
Rescissions		*(−30,000,000)*	*(−30,000,000)*
Emergency jobs act		380,450,000	+380,450,000
Total appropriations, fiscal year 1983 *(net)*	122,011,000	611,239,000	+489,228,000
Grand total for session, Department of the Interior *(net)*	6,521,912,000	7,429,354,000	+907,442,000

See footnotes at end of table, pp. 1189-1190.

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
The Judiciary:			
Appropriations, fiscal year 1984:			
Regular annual act	$926,028,000	$883,040,000	−$42,988,000
Permanent appropriations: Trust funds	12,317,000	12,317,000	
Total appropriations, fiscal year 1984	938,345,000	895,357,000	−42,988,000
Appropriations, fiscal year 1983:			
Supplemental act	34,983,000	19,712,000	−15,271,000
Grand total for session, The Judiciary	973,328,000	915,069,000	−58,259,000
Department of Justice:			
Appropriations, fiscal year 1984:			
Regular annual act	3,357,163,000	3,372,801,000	+15,638,000
Carried in continuing appropriations		100,000	+100,000
Total appropriations, fiscal year 1984	3,357,163,000	3,372,901,000	+15,738,000
Appropriations, fiscal year 1983:			
Supplemental act	93,021,000	91,984,000	−1,037,000
Emergency jobs act		80,000,000	+80,000,000
Total appropriations, fiscal year 1983	93,021,000	171,984,000	+78,963,000
Grand total for session, Department of Justice	3,450,184,000	3,544,885,000	+94,701,000
Department of Labor:			
Appropriations, fiscal year 1984:			
Regular annual act	13,019,546,000	15,968,987,000	+2,949,441,000
Legislative acts: Trust funds[5]		[5] 3,822,000,000	+3,822,000,000
Permanent appropriations: Trust funds	31,846,100,000	31,846,100,000	
Total appropriations, fiscal year 1984	44,865,646,000	51,637,087,000	+6,771,441,000
Appropriations, fiscal year 1983:			
Supplemental act	812,410,000	807,618,000	−4,792,000
Emergency jobs act	5,033,000,000	5,287,900,000	+254,900,000
Total appropriations, fiscal year 1983	5,845,410,000	6,095,518,000	+250,108,000
Grand total for session, Department of Labor	50,711,056,000	57,732,605,000	+7,021,549,000
Legislative Branch:			
Appropriations, fiscal year 1984:			
Regular annual act	1,495,478,200	1,473,359,000	−22,119,200
Carried in continuing appropriations		165,000	+165,000
Carried in supplemental act	200,000	389,600	+189,600
Subtotal	1,495,678,200	1,473,913,600	−21,764,600
Permanent appropriations:			
Federal funds	82,157,000	82,157,000	
Trust funds	7,455,000	7,455,000	
Total permanent appropriations	89,612,000	89,612,000	
Total appropriations, fiscal year 1984	1,585,290,200	1,563,525,600	−21,764,600

See footnotes at end of table, pp. 1189–1190.

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
Legislative Branch—Continued:			
Appropriations, fiscal year 1983:			
Supplemental act	$253,633,000	$131,840,600	−$121,792,400
Grand total for session, Legislative Branch	1,838,923,200	1,695,366,200	−143,557,000
National Aeronautics and Space Administration:			
Appropriations, fiscal year 1984:			
Regular annual act	7,106,500,000	7,177,500,000	+71,000,000
Carried in supplemental act		20,000,000	+20,000,000
Total appropriations, fiscal year 1984	7,106,500,000	7,197,500,000	+91,000,000
Appropriations, fiscal year 1983:			
Supplemental act	30,150,000	28,500,000	−1,650,000
Grand total for session, National Aeronautics and Space Administration	7,136,650,000	7,226,000,000	+89,350,000
Postal Service:			
Appropriations, fiscal year 1984:			
Regular annual act[3]	400,000,000	879,000,000	+479,000,000
Department of State:			
Appropriations, fiscal year 1984:			
Regular annual act	2,121,251,000	2,069,909,000	−51,342,000
Carried in other regular annual act	402,530,000	366,700,000	−35,830,000
Subtotal	2,523,781,000	2,436,609,000	−87,172,000
Permanent appropriations:			
Federal funds	227,472,000	227,472,000	
Trust funds	569,045,000	569,045,000	
Total, permanent appropriations	796,517,000	796,517,000	
Total appropriations, fiscal year 1984	3,320,298,000	3,233,126,000	−87,172,000
Appropriations, fiscal year 1983:			
Supplemental act	48,715,000	51,573,000	+2,858,000
Grand total for session, Department of State	3,369,013,000	3,284,699,000	−84,314,000
Department of Transportation:			
Appropriations, fiscal year 1984:			
Regular annual act	10,256,845,456	10,287,385,656	+30,540,200
Carried in other regular annual act	82,513,000	84,668,000	+2,155,000
Estimates not considered (See Table VIIIg)	38,603,000		−38,603,000
Appropriations to liquidate contract authorizations	*(13,131,032,000)*	*(13,128,532,000)*	*(−2,500,000)*
Subtotal	10,377,961,456	10,372,053,656	−5,907,800
Permanent appropriations:			
Federal funds	481,000,000	481,000,000	
(Contract authority)	*(474,000,000)*	*(474,000,000)*	
Trust funds	16,212,955,000	16,212,955,000	
(Contract authority)	*(16,202,734,000)*	*(16,202,734,000)*	
Total, permanent appropriations	16,693,955,000	16,693,955,000	
Total appropriations, fiscal year 1984	27,071,916,456	27,066,008,656	−5,907,800

See footnotes at end of table, pp. 1189–1190.

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE.—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
Department of Transportation—Continued:			
Appropriations, fiscal year 1983:			
Supplemental act	$93,162,602	$63,834,602	−$29,328,000
Emergency jobs act		245,650,000	+245,650,000
Appropriations to liquidate contract authorizations	*(363,000,000)*	*(365,500,000)*	*(+2,500,000)*
Total appropriations, fiscal year 1983	93,162,602	309,484,602	+216,322,000
Grand total for session, Department of Transportation	27.165,079,058	27,375,493,258	+210,414,200
Department of the Treasury:			
Appropriations, fiscal year 1984:			
Regular annual act [3]	4,880,390,000	4,901,474,000	+21,084,000
Carried in other regular annual acts	4,575,383,000	4,574,473,000	−910,000
Legislative acts: [5]			
Federal funds		[5] 9,000,000	+9,000,000
Trust funds	4,567,000,000	[5] 4,567,000,000	
Total, legislative acts [5]	4,567,000,000	[5] 4,576,000,000	+9,000,000
Private appropriation acts		31,618	+31,618
Subtotal	14,022,773,000	14,051,978,618	+29,205,618
Permanent appropriations:			
Federal funds	150,589,054,000	150,589,054,000	
Trust funds	4,578,175,000	4,578,175,000	
Total, permanent appropriations	155,167,229,000	155,167,229,000	
Total appropriations, fiscal year 1984	169,190,002,000	169,219,207,618	+29,205,618
Appropriations, fiscal year 1983:			
Supplemental act	121,001,430	123,865,430	+2,864,000
Emergency jobs act		375,000	+375,000
Total appropriations, fiscal year 1983	121,001,430	124,240,430	+3,239,000
Grand total for session, Department of the Treasury	169,311,003,430	169,343,448,048	+32,444,618
Veterans Administration:			
Appropriations, fiscal year 1984:			
Regular annual act	24,847,261,000	24,784,661,000	−62,600,000
Carried in supplemental act	132,356,000	128,974,000	−3,382,000
Carried in continuing appropriations	75,000,000	75,000,000	
Subtotal	25,054,617,000	24,988,635,000	−65,982,000
Permanent appropriations: Trust funds	1,444,100,000	1,444,100,000	
Total appropriations, fiscal year 1984	26,498,717,000	26,432,735,000	−65,982,000

See footnotes at end of table, pp. 1189–1190.

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

[NOTE—Concept of "estimates" and "appropriations" as used in this tabulation, beginning with the 90th Congress, 2d session, differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Congress, 2d session (See explanation, par. 4, "Compilers' Notes", p. II.) Basically, the figures for permanent appropriations are taken from the January 1983 Budget and, since many are *indefinite*, are subject to revision as better data become available.]

Department or establishment	Budget estimates	New budget (obligational) authority appropriated, 98th Cong., 1st sess.	Increase (+) or decrease (−), appropriations compared with estimates
Veterans Administration—Continued:			
Appropriations, fiscal year 1983:			
Supplemental acts	$559,064,000	$450,787,000	−$108,277,000
Emergency jobs act		75,000,000	+75,000,000
Total appropriations, fiscal year 1983	559,064,000	525,787,000	−33,277,000
Grand total for session, Veterans Administration	27,057,781,000	26,958,522,000	−99,259,000
Grand total:			
Consisting of—			
Appropriations:			
Fiscal year 1984 *(net)*	1,058,497,690,953	1,070,644,672,455	+12,146,981,502
New budget *(obligational)* authority	*(1,058,497,690,953)*	*(1,073,651,569,455)*	*(+15,153,878,502)*
Rescissions of unobligated balances	*(−2,857,897,000)*	*(−3,006,897,000)*	[8]*(−3,006,897,000)*
Fiscal year 1983 *(net)*	17,780,922,032	22,654,499,267	+4,873,577,235
New budget *(obligational)* authority	*(17,780,922,032)*	*(24,263,730,267)*	*(+6,482,808,235)*
Rescissions of unobligated balances	*(−1,579,231,000)*	*(−1,609,231,000)*	[8]*(−1,609,231,000)*
Fiscal year 1985	7,422,204,000	7,772,000,000	+349,796,000
Fiscal year 1986	75,000,000	130,000,000	+55,000,000
Appropriations to liquidate contract authorizations:			
Fiscal year 1984	*(23,828,032,000)*	*(23,839,532,000)*	*(+11,500,000)*
Fiscal year 1983	*(388,000,000)*	*(390,500,000)*	*(+2,500,000)*
Net total	1,083,775,816,985	1,101,201,171,722	+17,425,354,737
Less adjustments for interfund and intragovernmental transactions (see par. 2 "Compilers' Notes", p. IV)	−147,621,985,000	−147,621,985,000	
Subtotal	936,153,831,985	953,579,186,722	+17,425,354,737
Less estimates and appropriations made during prior Congressional sessions for fiscal year 1984	−5,919,703,000	−6,951,600,000	−1,031,897,000
Net total for session	930,234,128,985	946,627,586,722	+16,393,457,737
Consisting of:			
Regular annual, supplemental and continuing appropriation acts	543,915,639,985	554,334,037,104	+10,418,397,119
Rescission of unobligated balances	*(−4,437,128,000)*	−4,616,128,000	[8] −4,616,128,000
Estimates not considered	−199,157,000		+199,157,000
Legislative Acts: [5]			
Federal funds		[5] 23,000,000	+23,000,000
Trust funds	14,950,000,000	[5] 25,319,000,000	+10,369,000,000
Private appropriation acts		31,618	+31,618
Permanent appropriations: Federal and trust funds	519,189,631,000	519,189,631,000	
Adjustments for interfund and intragovernmental transactions (see par. 2 "Compilers' Notes", p. IV)	−147,621,985,000	−147,621,985,000	

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[1] The regular appropriations bill for Agriculture, Rural Development and Related Agencies for fiscal year 1984 was not approved by the Congress. The conference report (House Report No. 98-450) was filed in the House of Representatives on October 27, 1983, but did not advance in the legislative process. Budget authority for programs and activities normally included in this bill has been provided through two sequential continuing appropriations: Sec. 101(b) of Public Law 98-107; and Sec. 101(d) of Public Law 98-151 which provides funding at the levels agreed to by the conferees (see "Note" on p. 89, this volume).

[2] The regular appropriations bill for Foreign Assistance and Related Programs for fiscal year 1984 (S. 1892), was not approved by the Congress. No bill was reported in the House of Representatives. S. 1892 was reported by the Senate Committee on Appropriations on September 27, 1983; however, no further action occurred on the bill. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing appropriations: Sec. 101(e) of Public Law 98-107; and Sec. 101(b)(1) of Public Law 98-151 (see "Note" on p. 211, this volume).

[3] The regular appropriations bill for Treasury, Postal Service, and General Government activities for fiscal year 1984 (H.R. 4139), was not approved by the Congress. The bill was passed by the House of Representatives on October 27, 1983, but was not acted on by the Senate. A companion bill, S. 1646, was reported by the Senate

VIIIj. COMPARISON OF BUDGET ESTIMATES, APPROPRIATIONS, AND RESCISSIONS BY FISCAL YEARS ARRANGED BY DEPARTMENTS AND ESTABLISHMENTS, 98TH CONGRESS, 1ST SESSION—Continued

Committee on Appropriations on July 20, 1983, but was never considered by the full Senate. Funding for programs and activities normally included in this annual appropriations bill is provided through two sequential continuing resolutions: Sec. 101(d) of Public Law 98-107; and Sec. 101(f) of Public Law 98-151 (see "Note" on p. 347, this volume).

[4] Included under "Permanent appropriations, Federal funds".

[5] Section 401 of the Congressional Budget and Impoundment Control Act of 1974 (Public Law 93-344) requires that all borrowing and contracting authority (so called "backdoor authority") enacted after March 3, 1975 be subject to subsequent appropriation action with certain exceptions which are listed under Sec. 401(d) of the Act (see p. 1956 in the 1974-1975 volume for text of Sec. 401(d)). This amount represents budget authority which falls within those exceptions.

[6] Budget estimates *excludes* $35,378,000 for fiscal year 1984 to liquidate "indefinite" budget authority requested in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on p. 1129, this volume, for accounts involved).

[7] Excludes $323,000,000 appropriated in fiscal year 1984 to liquidate "indefinite" budget authority provided in fiscal year 1983 for certain programs in the Department of Health and Human Services (see footnote 7 on p. 1129, this volume, for accounts involved).

[8] Reflects actual amount rescinded rather than comparison with request.

IX. COMPARISON OF BUDGET ESTIMATES AND APPROPRIATIONS BY SESSIONS OF CONGRESS

[Note.—Concept of "budget estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II.) Also, beginning with the 85th Cong., 2d sess. (fiscal year 1959), figures *exclude* amounts relating to refunding Internal Revenue collections and sinking fund and other debt retirement funds.]

Congress and session (1)	Budget estimates (2)	Appropriations (3)	Increase (+) or decrease (−), appropriations compared with estimates (4)
79th Cong., 1st sess., fiscal year 1946 and prior fiscal years	$68,941,364,648	$67,545,660,880	−$1,395,703,768
79th Cong., 2d sess., fiscal year 1947 and prior fiscal years	35,153,239,093	33,571,494,011	−1,581,745,082
80th Cong., 1st sess., fiscal year 1948 and prior fiscal years	36,725,853,652	34,159,097,708	−2,566,755,944
80th Cong., 2d sess., fiscal year 1949 and prior fiscal years	41,053,346,713	38,282,717,957	−2,770,628,756
81st Cong., 1st sess., fiscal year 1950 and prior fiscal years	45,524,384,067	43,708,265,798	−1,816,118,269
81st Cong., 2d sess., fiscal year 1951 and prior fiscal years	80,172,585,565	78,200,190,841	−1,972,394,724
82d Cong., 1st sess., fiscal year 1952 and prior fiscal years	102,449,917,037	97,729,806,397	−4,720,110,640
82d Cong., 2d sess., fiscal year 1953 and prior fiscal years	91,205,894,252	82,596,777,411	−8,609,116,841
83d Cong., 1st sess., fiscal year 1954 and prior fiscal years	73,976,821,699	61,942,992,897	−12,033,828,802
83d Cong., 2d sess., fiscal year 1955 and prior fiscal years	57,422,327,386	54,812,457,263	−2,609,870,123
84th Cong., 1st sess., fiscal year 1956 and prior fiscal years	62,030,092,195	59,954,284,321	−2,075,807,874
84th Cong., 2d sess., fiscal year 1957 and prior fiscal years	68,587,724,820	68,330,229,608	−257,495,212
85th Cong., 1st sess., fiscal year 1958 and prior fiscal years	73,113,555,340	68,070,096,556	−5,043,458,784
85th Cong., 2d sess., fiscal year 1959 and prior fiscal years	81,737,060,999	81,119,818,276	−617,242,723
86th Cong., 1st sess., fiscal year 1960 and prior fiscal years	83,452,687,259	81,572,357,732	−1,880,329,527
86th Cong., 2d sess., fiscal year 1961 and prior fiscal years	84,010,398,836	83,799,241,957	−211,156,879
87th Cong., 1st sess., fiscal year 1962 and prior fiscal years	101,185,574,673	96,194,946,610	−4,990,628,063
87th Cong., 2d sess., fiscal year 1963 and prior fiscal years	107,203,876,735	102,661,536,812	−4,542,339,923
88th Cong., 1st sess., fiscal year 1964 and prior fiscal years	110,270,774,856	103,798,634,671	−6,472,140,185
88th Cong., 2d sess., fiscal year 1965 and prior fiscal years	[1] 110,204,088,176	[2] 106,070,110,056	−4,133,978,120
89th Cong., 1st sess., fiscal year 1966 and prior fiscal years	[3] 121,719,754,896	[4] 119,310,113,527	−2,409,641,369
89th Cong., 2d sess., fiscal year 1967 and prior fiscal years	[5] 144,812,809,086	[6] 143,883,626,282	−929,182,804
90th Cong., 1st sess., fiscal year 1968 and prior fiscal years	[7] 162,988,905,929	[8] 156,917,115,912	[9] −6,071,790,017

See footnotes on pp. 1195–1197.

IX. COMPARISON OF BUDGET ESTIMATES AND APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—Concept of "budget estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II.) Also, beginning with the 85th Cong., 2d sess. (fiscal year 1959), figures *exclude* amounts relating to refunding Internal Revenue collections and sinking fund and other debt retirement funds.]

Congress and session (1)	Budget estimates (2)	Appropriations (3)	Increase (+) or decrease (-), appropriations compared with estimates (4)
90th Cong., 2d sess., fiscal year 1969 and prior years	[10] $209,439,260,996	[11] $196,537,244,324	-$12,902,015,672
Consisting of:			
Regular annual and supplemental appropriation acts	*(147,908,612,996)*	*(133,339,868,734)*	*(-14,568,744,262)*
Appropriations in legislative acts	*(1,332,500,000)*	*(2,999,227,590)*	*(+1,666,727,590)*
Permanent appropriations, Federal and trust funds	*(72,998,148,000)*	*(72,998,148,000)*	....
Adjustments for interfund and intragovernmental transactions	*(-12,800,000,000)*	*(-12,800,000,000)*	....
91st Cong., 1st sess., fiscal year 1970 and prior years	[12] 210,843,237,215	[13] 207,248,481,494	-3,594,755,721
Consisting of:			
Regular annual and supplemental appropriation acts	*(142,701,346,215)*	*(134,431,463,135)*	*(-8,269,883,080)*
Appropriations in legislative acts	*(5,000,000)*	*(4,680,127,359)*	*(+4,675,127,359)*
Permanent appropriations, Federal and trust funds	*(82,052,416,000)*	*(82,052,416,000)*	....
Adjustments for interfund and intragovernmental transactions	*(-13,915,525,000)*	*(-13,915,525,000)*	....
91st Cong., 2d sess., fiscal year 1971 and prior years	[14] 217,605,978,434	[15] 232,139,894,882	+14,533,916,448
Consisting of:			
Regular annual and supplemental appropriation acts	*(147,778,903,434)*	*(144,273,528,504)*	*(-3,505,374,930)*
Appropriations in legislative acts	....	*(18,039,291,378)*	*(+18,039,291,378)*
Permanent appropriations, Federal and trust funds	*(88,059,842,000)*	*(88,059,842,000)*	....
Adjustments for interfund and intragovernmental transactions	*(-18,232,767,000)*	*(-18,232,767,000)*	....
92d Cong., 1st sess., fiscal year 1972 and prior years	[16] 248,329,646,937	[17] 245,707,600,635	-2,622,046,302
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts	*(167,969,353,937)*	*(165,300,661,865)*	*(-2,668,692,072)*
Appropriations in legislative acts	....	*(46,645,770)*	*(+46,645,770)*
Permanent appropriations, Federal and trust funds	*(100,764,691,000)*	*(100,764,691,000)*	....
Adjustments for interfund and intragovernmental transactions	*(-20,404,398,000)*	*(-20,404,398,000)*	....
92d Cong., 2d sess., fiscal year 1973 and prior years	[18] 281,543,640,953	[19] [20] 284,782,538,934	+3,238,897,981
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts	*(185,509,077,552)*	*(179,006,901,364)*	*(-6,502,176,188)*
Appropriations in legislative acts	*(1,954,000,000)*	*(11,200,404,169)*	*(+9,246,404,169)*
Permanent appropriations, Federal and trust funds	*(117,995,208,401)*	*(118,489,878,401)*	*(+494,670,000)*
Adjustments for interfund and intragovernmental transactions	*(-23,914,645,000)*	*(-23,914,645,000)*	....

See footnotes on pp. 1195–1197.

IX. COMPARISON OF BUDGET ESTIMATES AND APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—Concept of "budget estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II.) Also, beginning with the 85th Cong., 2d sess. (fiscal year 1959), figures *exclude* amounts relating to refunding Internal Revenue collections and sinking fund and other debt retirement funds.]

Congress and session (1)	Budget estimates (2)	Appropriations (3)	Increase (+) or decrease (-), appropriations compared with estimates (4)
93d Cong., 1st sess., fiscal year 1974 and prior years	[21] $295,154,959,255	[22] $303,476,236,654	+$8,321,277,399
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts	*(178,014,404,255)*	*(174,902,319,304)*	*(-3,112,084,951)*
Appropriations in legislative acts	*(4,969,950,000)*	*(16,403,312,350)*	*(+11,433,362,350)*
Permanent appropriations, Federal and trust funds	*(149,428,595,000)*	*(149,428,595,000)*	....
Adjustments for interfund and intragovernmental transactions	*(-37,257,990,000)*	*(-37,257,990,000)*	....
93d Cong., 2d sess., fiscal year 1975 and prior years	[23] 344,779,700,007	[24] 390,041,133,427	[25] +45,261,433,420
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts	*(213,694,183,007)*	*(204,012,311,514)*	*(-9,681,871,493)*
Appropriations in legislative acts	*(7,778,000,000)*	[26] *(62,721,304,913)*	*(+54,943,304,913)*
Permanent appropriations, Federal and trust funds	*(167,031,493,000)*	*(167,031,493,000)*	....
Adjustments for interfund and intragovernmental transactions	*(-43,723,976,000)*	*(-43,723,976,000)*	....
94th Cong., 1st sess.:			
Fiscal year 1976 and prior fiscal years	[27] 406,281,005,434	[28] 400,113,361,951	-6,167,643,483
Transition period	85,480,984,914	83,406,054,499	-2,074,930,415
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(268,312,351,434)*	*(262,194,919,839)*	*(-6,117,431,595)*
Transition period	*(49,641,474,914)*	*(47,575,114,499)*	*(-2,066,360,415)*
Rescission acts	[29] *(-2,633,306,226)*	*(-287,291,174)*	*(-287,291,174)*
Appropriations in legislative acts	*(10,000,000,000)*	[30] *(10,237,079,286)*	*(+237,079,286)*
Transition period (net)	....	*(-8,570,000)*	*(-8,570,000)*
Permanent appropriations, Federal and trust funds	*(182,234,795,000)*	*(182,234,795,000)*	....
Transition period	*(46,570,059,000)*	*(46,570,059,000)*	....
Adjustments for interfund and intragovernmental transactions	*(-54,266,141,000)*	*(-54,266,141,000)*	....
Transition period	*(-10,730,549,000)*	*(-10,730,549,000)*	....
94th Cong., 2d sess.:			
Fiscal year 1977 and prior fiscal years	[31] 452,558,401,535	[32] 444,664,800,880	-7,893,600,655
Transition period	3,667,308,225	[33] 8,507,078,440	+4,839,770,215
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(280,825,058,535)*	*(277,503,235,407)*	*(-3,321,823,128)*
Transition period (net)	*(3,579,808,225)*	*(4,812,230,180)*	*(+1,232,421,955)*
Rescission acts	[29] *(-2,721,032,655)*	*(-70,656,000)*	*(-70,656,000)*
Transition period	*(-45,600,000)*	*(-5,175,000)*	*(-5,175,000)*
Appropriations in legislative acts	*(6,950,000,000)*	[34] *(2,448,878,473)*	*(-4,501,121,527)*
Transition period	*(87,500,000)*	[35] *(3,700,023,260)*	*(+3,612,523,260)*
Permanent appropriations, Federal and trust funds	*(227,151,661,000)*	*(227,151,661,000)*	....
Adjustments for interfund and intragovernmental transactions	*(-62,368,318,000)*	*(-62,368,318,000)*	....

See footnotes on pp. 1195–1197.

IX. COMPARISON OF BUDGET ESTIMATES AND APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—Concept of "budget estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II.) Also, beginning with the 85th Cong., 2d sess. (fiscal year 1959), figures *exclude* amounts relating to refunding Internal Revenue collections and sinking fund and other debt retirement funds.]

Congress and session (1)	Budget estimates (2)	Appropriations (3)	Increase (+) or decrease (-), appropriations compared with estimates (4)
95th Cong., 1st sess.:			
Fiscal year 1978 and prior fiscal years	[36] $540,713,958,174	[37] $527,330,473,509	-$13,383,484,665
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(366,590,877,174)*	*(354,014,030,783)*	*(-12,576,846,391)*
Rescission acts	[25] *(-1,779,480,000)*	*(-807,640,000)*	*(-807,640,000)*
Appropriations in legislative acts		[38] *(1,001,726)*	*(+1,001,726)*
Permanent appropriations, Federal and trust funds	*(235,215,056,000)*	*(235,215,056,000)*	
Adjustments for interfund and intragovernmental transactions	*(-61,091,975,000)*	*(-61,091,975,000)*	
95th Cong., 2d sess.:			
Fiscal year 1979 and prior fiscal years	[39] 597,475,620,701	[40] 579,378,264,134	-18,097,356,567
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(373,829,695,701)*	*(353,538,353,730)*	*(-20,291,341,971)*
Rescission acts	[25] *(-603,255,000)*	*(-55,255,000)*	*(-55,255,000)*
Appropriations in legislative acts	*(17,349,285,000)*	[41] *(19,598,525,404)*	*(+2,249,240,404)*
Permanent appropriations:			
Federal and trust funds	*(269,875,638,000)*	*(269,875,638,000)*	
Adjustments for interfund and intragovernmental transactions	*(-63,578,998,000)*	*(-63,578,998,000)*	
96th Cong., 1st sess.:			
Fiscal year 1980 and prior fiscal years	[42] 638,492,625,836	[43] 623,190,712,474	(-15,301,913,362)
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(402,717,061,836)*	*(388,138,756,291)*	*(-14,578,305,545)*
Rescission acts	[25] *(-914,617,000)*	*(-723,609,000)*	*(-723,609,000)*
Appropriations in legislative acts		[44] *(+1,183)*	*(+1,183)*
Permanent appropriations:			
Federal and trust funds	*(308,995,920,000)*	*(308,995,920,000)*	
Adjustments for interfund and intragovernmental transactions	*(-73,220,356,000)*	*(-73,220,356,000)*	
96th Cong., 2d sess.:			
Fiscal year 1981 and prior fiscal years	[45] 716,540,499,292	[46] 696,792,053,346	(-19,748,445,946)
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(453,514,910,292)*	*(433,765,621,344)*	*(-19,749,288,948)*
Rescission acts			
Appropriations in legislative acts		[44] *(+843,002)*	*(+843,002)*
Permanent appropriations:			
Federal and trust funds	*(351,616,467,000)*	*(351,616,467,000)*	
Adjustments for interfund and intragovernmental transactions	*(-88,590,878,000)*	*(-88,590,878,000)*	

See footnotes on pp. 1195–1197.

IX. COMPARISON OF BUDGET ESTIMATES AND APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—Concept of "budget estimates" and "appropriations" as used in this tabulation, beginning with the 90th Cong., 2d sess., differs to some limited general extent from previous tabulations, and significantly differs in respect to inclusion of trust fund appropriation amounts *not* included in this tabulation *prior* to the 90th Cong., 2d sess. (See explanation, par. 4 "Compilers' Notes", p. II.) Also, beginning with the 85th Cong., 2d sess. (fiscal year 1959), figures *exclude* amounts relating to refunding Internal Revenue collections and sinking fund and other debt retirement funds.]

Congress and session (1)	Budget estimates (2)	Appropriations (3)	Increase (+) or decrease (-), appropriations compared with estimates (4)
97th Cong., 1st sess.:			
Fiscal year 1982 and prior fiscal years	[47] $770,438,061,450	[48] $755,274,775,261	−$15,163,286,189
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(452,000,228,450)*	*(436,836,942,261)*	*(−15,163,286,189)*
Rescission acts			
Appropriations in legislative acts			
Permanent appropriations:			
Federal and trust funds	*(427,399,947,000)*	*(427,399,947,000)*	
Adjustments for interfund and intragovernmental transactions	*(−108,962,114,000)*	*(−108,962,114,000)*	
97th Cong., 2d sess.:			
Fiscal year 1983 and prior fiscal years	[49] 855,549,160,484	[50] 862,835,894,982	+7,286,734,498
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(511,543,914,484)*	*(507,201,582,060)*	*(−4,342,332,424)*
Rescission acts			
Appropriations in legislative acts	*(3,220,000,000)*	*(14,849,000,000)*	*(+11,629,000,000)*
Private appropriation acts		*(66,922)*	*(+66,922)*
Permanent appropriations:			
Federal and trust funds	*(475,786,994,000)*	*(475,786,994,000)*	
Adjustments for interfund and intragovernmental transactions	*(−135,001,748,000)*	*(−135,001,748,000)*	
98th Cong., 1st sess.:			
Fiscal year 1984 and prior fiscal years	[51] 930,234,128,985	[52] 946,627,586,722	+16,393,457,737
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(543,716,482,985)*	*(549,717,909,104)*	*(+6,001,426,119)*
Rescission acts			
Appropriations in legislative acts	*(14,950,000,000)*	*(25,342,000,000)*	*(+10,392,000,000)*
Private appropriation acts		*(31,618)*	*(+31,618)*
Permanent appropriations:			
Federal and trust funds	*(519,189,631,000)*	*(519,189,631,000)*	
Adjustments for interfund and intragovernmental transactions	*(−147,621,985,000)*	*(−147,621,985,000)*	

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[1] Includes $225,000,000 requested in 1965 for fiscal year 1966.

[2] Includes $75,000,000 appropriated in 1965 for fiscal year 1966.

[3] Includes $937,500,000 requested in 1966 for fiscal year 1967.

[4] Includes $926,000,000 appropriated in 1966 for fiscal year 1967.

[5] Includes $900,000,000 requested in 1967 for fiscal year 1968.

[6] Includes $875,000,000 appropriated in 1967 for fiscal year 1968.

[7] Includes $1,055,000,000 requested in 1968 for fiscal year 1969.

[8] Includes $995,000,000 appropriated in 1968 for fiscal year 1969.

[9] Does not reflect additional reductions in controllable obligations effected pursuant to Public Law 90-218 (H.J. Res. 888) estimated at $3,400,617,000 on June 30, 1968. Reserves established $6,075,520,000; reserves subsequently released, $2,674,903,000; reserves remaining $3,400,617,000.

[10] Totals adjusted to *exclude* $12,800,000,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Budget estimates include $2,895,000,000 requested in 1969 for fiscal year 1970.

[11] Totals adjusted to *exclude* $12,800,000,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Appropriations include $1,965,814,300 appropriated in 1969 for fiscal year 1970.

[12] Totals adjusted to *exclude* $13,915,525,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Budget estimates include $1,651,000,000 requested in 1970 for fiscal year 1971.

[13] Totals adjusted to *exclude* $13,915,525,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Appropriations include $214,000,000 appropriated in 1970 for fiscal year 1971.

[14] Totals adjusted to *exclude* $18,232,767,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Budget estimates include $188,011,000 requested in 1971 for fiscal year 1972.

[15] Totals adjusted to *exclude* $18,232,767,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Appropriations include $150,000,000 appropriated in 1971 for fiscal year 1972.

[16] Totals adjusted to *exclude* $20,404,398,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Budget estimates include $174,321,000 requested in 1972 for fiscal year 1973.

[17] Totals adjusted to *exclude* $20,404,398,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Appropriations include $174,321,000 appropriated in 1972 for fiscal year 1973.

[18] Totals adjusted to *exclude* $23,914,645,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Budget estimates include $131,181,000 requested in 1973 for fiscal year 1974.

[19] Totals adjusted to *exclude* $23,914,645,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Appropriations include $131,181,000 appropriated in 1973 for fiscal year 1974.

[20] Includes appropriations totaling $33,499,495,500 in continuing resolution (Public Law 92-571) for Foreign Assistance and related programs ($3,652,701,000), and the Departments of Labor, and Health, Education, and Welfare and related agencies ($29,846,794,500), and reflects an increase of $46,794,500 in the amount for Labor-HEW carried in the 1972-1973 volume due to later estimates.

[21] Totals adjusted to *exclude* $37,257,990,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Budget estimates *include* (1) $90,360,000 requested in 1974 for fiscal year 1975 and (2) proposed rescissions of fiscal year 1973 appropriations of $198,055,000; and *exclude* (1) decreases of $965,788,000 submitted in 1974 budget as amendments to 1973 budget requests and not acted upon, and (2) proposed rescissions of fiscal year 1973 appropriations totaling $382,888,000 which the Congress did not approve.

[22] Totals adjusted to *exclude* $37,257,990,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Appropriations figure *includes* (1) $90,360,000 appropriated in 1974 for fiscal year 1975 and (2) rescissions of fiscal year 1973 appropriations totaling $212,412,000; and *excludes* action by the Congress in declining to approve proposed rescissions of fiscal year 1973 appropriations totaling $382,888,000.

[23] Totals adjusted to *exclude* $43,723,976,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Budget estimates *include* $2,391,561,000 requested in fiscal year 1975 for fiscal year 1976, and proposed rescissions totaling $1,455,116,000 in regular appropriation and rescission acts (see table VIIIj on p. 2427 1974–1975 volume for detail).

[24] Totals adjusted to *exclude* $43,723,976,000 of interfund and intragovernmental transactions—see par. 2, "Compilers' Notes", p. IV. Appropriations figure *includes* $2,428,597,000 appropriated in fiscal 1975 for fiscal year 1976, and rescissions totaling $1,404,572,000 consisting of $1,319,481,000 in regular appropriation and rescission acts and $85,091,000 in legislative acts (see table VIIIj on p. 2427 1974–1975 volume for detail).

[25] Includes increase of $45,022,070,000 (budget estimate, $5,098,000,000; allowance, $50,120,070,000) which reflects 40-year run-out cost of annual contract authority made available through Public Law 93–383.

[26] Includes private acts totaling $165,913.

[27] Totals adjusted to *exclude* interfund and intragovernmental transactions of $54,266,141,000 for fiscal year 1976 and $10,730,549,000 for the transition period—see par. 2, "Compilers' Notes", p. IV. Budget estimates *include* $2,417,777,000 requested in fiscal year 1976 for fiscal year 1977, and *exclude* proposed rescissions totaling $25,000,000 considered in a regular annual appropriation act (Public Law 94–134).

[28] Totals adjusted to *exclude* interfund and intragovernmental transactions of $54,266,141,000 for fiscal year 1976 and $10,730,549,000 for the transition period—see par. 2, "Compilers' Notes", p. IV. Appropriations figure *includes* $2,653,410,852 appropriated in fiscal year 1976 for fiscal year 1977, and rescissions totaling $702,291,174 consisting of $25,000,000 in a regular annual appropriation act, $287,291,174 in rescission acts and $390,000,000 in a legislative act.

[29] Estimates not reflected in totals.

[30] Includes private acts totaling $27,286.

[31] Totals adjusted to *exclude* interfund and intragovernmental transactions of $62,368,318,000 for fiscal year 1977—see par. 2, "Compilers' Notes", p. IV. Budget estimates include $95,421,779 for fiscal year 1978 and $90,000,000 for fiscal year 1979 requested in fiscal year 1977.

[32] Totals adjusted to *exclude* interfund and intragovernmental transactions of $62,368,318,000 for fiscal year 1977—see par. 2, "Compilers' Notes", p. IV. Appropriations figure includes $557,049,779 for fiscal year 1978 and $256,200,000 for fiscal year 1979 appropriated in fiscal year 1977, and rescissions totaling $243,378,943 consisting of $172,722,943 in a regular annual appropriation act and $70,656,000 in rescission acts.

[33] Reflects rescissions of $5,175,000.

[34] Includes private acts totaling $878,473.

[35] Includes private acts totaling $23,260.

[36] Totals adjusted to *exclude* interfund and intragovernmental transactions of $61,091,975,000 for fiscal year 1978—see par. 2, "Compilers' Notes", p. IV. Budget estimates include $120,200,000 for fiscal year 1980 requested in fiscal year 1978.

[37] Totals adjusted to *exclude* interfund and intragovernmental transactions of $61,091,975,000 for fiscal year 1978—see par. 2, "Compilers' Notes", p. IV. Appropriations figure includes $152,000,000 for fiscal year 1980 appropriated in fiscal year 1978, and rescissions totaling $833,854,000 consisting of $26,214,000 in regular annual appropriation acts and $807,640,000 in rescission acts. Also reflects rescission of $47,500,000 in *permanent* contract authority for the "Helium fund," Bureau of Mines, Department of the Interior. Permanent contract authority amount shown in estimate column and rescinded in the Department of the Interior Appropriation Act, 1978 (Public Law 95–74).

[38] Includes private acts totaling $1,726.

[39] Totals adjusted to *exclude* interfund and intragovernmental transactions of $63,578,998,000 for fiscal year 1979—see par. 2, "Compilers' Notes", p. IV. Budget estimates include $17,646,443,000, excluded from the 1978-79 volume, for programs for the Departments of Labor, and Health, Education, and Welfare and related agencies, funded at the "current rate" in the continuing resolution (Public Law 95–482). This amount has been increased by $198,300,000 above the $17,448,143,000 referred to in footnote 39 of the 1978-79 volume (for details, see table VIII on pp. 1221-1222, 1979–80 volume). Budget estimates also *include* $9,835,000,000 for fiscal year 1980, $4,627,000,000 for fiscal year 1981; and $4,465,000,000 for fiscal year 1982 requested in fiscal year 1979.

[40] Totals adjusted to *exclude* interfund and intragovernmental transactions of $63,578,998,000 for fiscal year 1979—see par. 2, "Compilers' Notes", p. IV. Appropriations figure includes $15,427,919,000, excluded from the 1978-79 volume, for programs for the Departments of Labor, and Health, Education, and Welfare and related agencies, funded at the "current rate" in the continuing resolution (Public Law 95-482). Estimates for these programs total $17,646,443,000 and reflect an increase of $198,300,000 above the $17,448,143,000 referred to in footnote 40 of the 1978-79 volume (for details, see table VIII on pp. 1221-1222, 1979–80 volume). Appropriations figure also includes $5,136,500,000 for fiscal year 1980, $5,615,000,000 for fiscal year 1981, and $4,374,000,000 for fiscal year 1982 appropriated in fiscal year 1979, and rescissions totaling $518,655,000 consisting of $463,400,000 in the Supplemental Appropriations Act, 1978 (Public Law 95–240) and $55,255,000 in rescission acts. Also reflects rescission of $47,500,000 in permanent contract authority for the "Helium fund," Bureau of Mines, Department of the Interior. Permanent contract authority amount shown in estimate column and rescinded in the Department of the Interior Appropriation Act, 1979 (Public Law 95–465).

[41] Includes private acts totaling $1,325,404.

[42] Totals adjusted to *exclude* interfund and intragovernmental transactions of $73,220,356,000 for fiscal year 1980—see par. 2, "Compilers' Notes", p. IV. Budget estimates include $662,319,000 excluded from the 1979–80 volume (96th Congress, 1st session) for programs for the Department of Health, Education and Welfare and related agencies, funded at the "current rate" in the continuing resolution (Public Law 96–123). This amount has been increased by $14,425,000 above the $647,894,000 referred to in footnote 42 of the 1979–80 volume (for details, see table VIII on p. 1959, 1980–81 volume). Budget estimates also include $162,000,000 for fiscal year 1981, and $172,000,000 for fiscal year 1982 requested in fiscal year 1980.

[43] Totals adjusted to *exclude* interfund and intragovernmental transactions of $73,220,356,000 for fiscal year 1980—see par. 2, "Compilers' Notes", p. IV. Appropriations figures includes $1,146,946,000, excluded from the 1979–80 volume (96th Congress, 1st session), for programs for the Department of Health, Education and Welfare and related agencies, funded at the "current rate" in the continuing resolution (Public Law 96–123). Estimates for these programs total $662,319,000 and reflect an increase of $14,425,000 above the $647,894,000 referred to in footnote 43 of the 1979–80 volume (for details, see table VIII on p. 1959, 1980–81 volume). Appropriations figure also *includes* $162,000,000 for fiscal year 1981, and $172,000,000 for fiscal year 1982 appropriated in fiscal year 1980, and rescissions totaling $1,636,709,000 consisting of $913,100,000 in regular annual appropriation acts and $723,609,00 in rescission acts. Also reflects rescission of $47,500,000 in *permanent* contract authority for the "Helium fund," Bureau of Mines, Department of the Interior. Permanent contract authority amount shown in estimate column and rescinded in the Department of the Interior Appropriation Act, 1980 (Public Law 96–126).

[44] Consists of private appropriation acts.

[45] Totals adjusted to *exclude* interfund and intragovernmental transactions of $88,590,878,000 for fiscal year 1981—see par. 2, "Compilers' Notes", p. IV. Budget estimates *include* $198,100,000 for fiscal year 1982; and $172,000,000 for fiscal year 1983 requested in fiscal year

1981. Budget estimates *exclude* $6,954,927,000 for fiscal year 1981 to liquidate "indefinite" budget authority requested in fiscal year 1980 for certain programs in the Department of Health and Human Services (there were no estimates included in any of the fiscal year 1980 tabulations (1979–80 volume) for these indefinite amounts), but *include* $6,914,793,000 in "indefinite" budget authority for fiscal year 1981 which will be adjusted in fiscal year 1982 (1981–82 volume) when final amounts become known (see table VIII on pp. 2039–2040, 1980–81 volume, for accounts involved).

[46] Totals adjusted to *exclude* interfund and intragovernmental transactions of $88,590,878,000 for fiscal year 1981—see par. 2, "Compilers' Notes", p. IV. Appropriations figure *includes* $166,000,000 for fiscal year 1982 and $172,000,000 for fiscal year 1983 appropriated in fiscal year 1981, and rescissions totaling $4,518,572,146 consisting of $1,335,000,000 in regular annual appropriation acts and $3,183,572,146 in supplemental acts. Totals also *exclude* $6,954,927,000 appropriated in fiscal year 1981 to liquidate "indefinite" budget authority provided in fiscal year 1980 for certain programs in the Department of Health and Human Services (there were no figures provided in any of the fiscal year 1980 tabulations (1979–80 volume) for these indefinite amounts). *Includes* authority to obligate $6,914,793,000 in "indefinite" budget authority during fiscal year 1981 which will be adjusted and liquidated in fiscal year 1982 (1981–82 volume) when final amounts become known (see table VIII on pp. 2039–2040, 1980–81 volume, for accounts involved).

[47] Totals adjusted to *exclude* interfund and intragovernmental transactions of $108,962,114,000 for fiscal year 1982—see par. 2, "Compilers' Notes", p. IV. Budget estimates *include* $1,750,753,000 for fiscal year 1983; and $93,500,000 for fiscal year 1984 requested in fiscal year 1982. Budget estimates *exclude* $6,466,410,000 for fiscal year 1982 to liquidate "indefinite" budget authority requested in fiscal year 1981 for certain programs in the Department of Health and Human Services (estimate of $6,914,793,000 carried in 1980–81 volume), but *include* $4,916,000,000 in "indefinite" budget authority for fiscal year 1982 which will be adjusted in fiscal year 1983 (1982–83 volume) when final amounts become known (see table VIII on pp. 1390–1391, 1981–82 volume, for accounts involved).

[48] Totals adjusted to *exclude* interfund and intragovernmental transactions of $108,962,114,000 for fiscal year 1982—see par. 2, "Compilers' Notes", p. IV. Appropriations figure *includes* $1,787,341,000 for fiscal year 1983; and $105,600,000 for fiscal year 1984 appropriated in fiscal year 1982, and rescissions totaling $16,064,086,447 consisting of $1,805,207,800 in regular annual appropriation acts including continuing resolutions and $14,258,878,647 in supplemental acts. Totals also *exclude* $6,379,418,000 appropriated in fiscal year 1982 to liquidate "indefinite" budget authority provided in fiscal year 1981 for certain programs in the Department of Health and Human Services ($6,914,793,000 included in 1980–81 volume). *Includes* authority to obligate $4,615,600,000 in "indefinite" budget authority during fiscal year 1982 which will be adjusted and liquidated in fiscal year 1983 (1982–83 volume) when final amounts become known (see table VIII on pp. 1390–1391, 1981–82 volume, for accounts involved).

[49] Totals adjusted to *exclude* interfund and intragovernmental transactions of $135,001,748,000 for fiscal year 1983—see par. 2, "Compilers' Notes", p. IV. Budget estimates *include* $5,919,703,000 for fiscal year 1984 and $85,000,000 for fiscal year 1985 requested in fiscal year 1983. Budget estimates *exclude* $4,847,792,000 for fiscal year 1983 to liquidate "indefinite" budget authority requested in fiscal year 1982 for certain programs in the Department of Health and Human Services (estimate of $4,916,000,000 carried in 1981–82 volume). See table VIII footnote 22 on p. 1535, 1982–83 volume, for accounts involved.

[50] Totals adjusted to *exclude* interfund and intragovernmental transactions of $135,001,748,000 for fiscal year 1983—see par. 2, "Compilers' Notes", p. IV. Appropriations figure *includes* $6,976,000,000 for fiscal year 1984; and $130,000,000 for fiscal year 1985 appropriated in fiscal year 1983, and rescissions totaling $8,967,781,500 consisting of $2,888,815,500 in regular annual appropriation acts including continuing resolutions and $6,078,966,000 in supplemental acts. Totals also *exclude* $5,492,377,000 appropriated in fiscal year 1983 to liquidate "indefinite" budget authority provided in fiscal year 1982 for certain programs in the Department of Health and Human Services (estimated at $4,615,600,000 in 1981–82 volume). See table VIII footnote 22 on p. 1535, 1982–83 volume, for accounts involved.

[51] Totals adjusted to *exclude* interfund and intragovernmental transactions of $147,621,985,000 for fiscal year 1984—see par. 2, "Compilers' Notes", p. IV. Budget estimates *include* $7,442,204,000 for fiscal year 1985 and $75,000,000 for fiscal year 1986 requested in fiscal year 1984. Budget estimates *exclude* $35,378,000 for fiscal year 1984 to liquidate "indefinite" budget authority requested in fiscal year 1983 for certain programs in the Department of Health and Human Services. See table VIII, footnote 7 on p. 1129, 1983–84 volume, for accounts involved.

[52] Totals adjusted to *exclude* interfund and intragovernmental transactions of $147,621,985,000 for fiscal year 1984—see par. 2, "Compilers' Notes", p. IV. Appropriations figure *includes* $7,772,000,000 for fiscal year 1985 and $130,000,000 for fiscal year 1986 appropriated in fiscal year 1984, and rescissions totaling $4,616,128,000 consisting of $2,956,897,000 in regular annual appropriation acts and $1,659,231,000 in supplemental acts. Totals also *exclude* $323,000,000 appropriated in fiscal year 1984 to liquidate "indefinite" budget authority provided in fiscal year 1983 for certain programs in the Department of Health and Human Services. See table VIII, footnote 7 on p. 1129, 1983–84 volume, for accounts involved.

X. TOTAL APPROPRIATIONS BY SESSIONS OF CONGRESS

[Note.—As explained in par. 4, "Compilers' Notes", p. II, aggregate totals of appropriations in this volume, beginning with the one for the 90th Cong., 2d sess., include trust fund appropriations not previously emphasized in general tabulations and summaries. The trust fund amounts in this table for the fiscal years 1938–68, inclusive, are derived from footnotes carried to table X in the volume for the 90th Cong., 1st sess., and being estimates thereof as shown in the respective annual budgets, are to some extent approximate. Permanent trust fund amounts for the 97th Cong., 2d sess., are based on estimates in the January 1983 Budget, and are thus subject to revision when actual amounts become known. Permanent "Federal" fund amounts are also based on estimates thereof as shown in the respective annual budgets, and are thus also subject to revision when actual amounts become known.]

Congress and session (1)	Federal funds (2)	Trust funds (3)	Total (4)
42d Cong., 2d sess., fiscal year 1873 and prior years	$330,546,360	....	$330,546,360
42d Cong., 3d sess., fiscal year 1874 and prior years	344,535,209	....	344,535,209
43d Cong., 1st sess., fiscal year 1875 and prior years	330,441,844	....	330,441,844
43d Cong., 2d sess., fiscal year 1876 and prior years	322,013,149	....	322,013,149
44th Cong., 1st sess., fiscal year 1877 and prior years	299,150,125	....	299,150,125
44th Cong., 2d sess., fiscal year 1878 and prior years	291,220,477	....	291,220,477
45th Cong., 1st and 2d sess., fiscal year 1879 and prior years	317,924,555	....	317,924,555
45th Cong., 3d sess., and 46th Cong., 1st sess., fiscal year 1880 and prior years	338,865,031	....	338,865,031
46th Cong., 2d sess., fiscal year 1881 and prior years	332,791,077	....	332,791,077
46th Cong., 3d sess., fiscal year 1882 and prior years	361,922,068	....	361,922,068
47th Cong., 1st sess., fiscal year 1883 and prior years	423,827,294	....	423,827,294
47th Cong., 2d sess., fiscal year 1884 and prior years	349,463,261	....	349,463,261
48th Cong., 1st sess., fiscal year 1885 and prior years	306,077,470	....	306,077,470
48th Cong., 2d sess., fiscal year 1886 and prior years	344,504,413	....	344,504,413
49th Cong., 1st sess., fiscal year 1887 and prior years	383,245,914	....	383,245,914
49th Cong., 2d sess., fiscal year 1888 and prior years	365,430,333	....	365,430,333
50th Cong., 1st sess., fiscal year 1889 and prior years	422,867,168	....	422,867,168
50th Cong., 2d sess., fiscal year 1890 and prior years	395,430,284	....	395,430,284
51st Cong., 1st sess., fiscal year 1891 and prior years	463,383,480	....	463,383,480
51st Cong., 2d sess., fiscal year 1892 and prior years	524,381,816	....	524,381,816
52d Cong., 1st sess., fiscal year 1893 and prior years	507,376,398	....	507,376,398
52d Cong., 2d sess., fiscal year 1894 and prior years	519,535,293	....	519,535,293
53d Cong., 1st and 2d sess., fiscal year 1895 and prior years	492,477,460	....	492,477,460

X. TOTAL APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note—As explained in par. 4, "Compilers' Notes", p. II, aggregate totals of appropriations in this volume, beginning with the one for the 90th Cong., 2d sess., include trust fund appropriations not previously emphasized in general tabulations and summaries. The trust fund amounts in this table for the fiscal years 1938–68, inclusive, are derived from footnotes carried to table X in the volume for the 90th Cong., 1st sess., and being estimates thereof as shown in the respective annual budgets, are to some extent approximate. Permanent trust fund amounts for the 97th Cong., 2d sess., are based on estimates in the January 1983 Budget, and are thus subject to revision when actual amounts become known. Permanent "Federal" fund amounts are also based on estimates thereof as shown in the respective annual budgets, and are thus also subject to revision when actual amounts become known.]

Congress and session (1)	Federal funds (2)	Trust funds (3)	Total (4)
53d Cong., 3d sess., fiscal year 1896 and prior years	$496,982,585		$496,982,585
54th Cong., 1st sess., fiscal year 1897 and prior years	515,852,380		515,852,380
54th Cong., 2d sess. and 55th Cong., 1st sess., fiscal year 1898 and prior years	528,735,878		528,735,878
55th Cong., 2d sess., fiscal year 1899 and prior years	892,656,776		892,656,776
55th Cong., 3d sess., fiscal year 1900 and prior years	698,912,893		698,912,893
56th Cong., 1st sess., fiscal year 1901 and prior years	705,653,298		705,653,298
56th Cong., 2d sess., fiscal year 1902 and prior years	730,241,863		730,241,863
57th Cong., 1st sess., fiscal year 1903 and prior years	801,682,773		801,682,773
57th Cong., 2d sess., fiscal year 1904 and prior years	752,741,659		752,741,659
58th Cong., 1st and 2d sess., fiscal year 1905 and prior years	781,288,215		781,288,215
58th Cong., 3d sess., fiscal year 1906 and prior years	818,191,283		818,191,283
59th Cong., 1st sess., fiscal year 1907 and prior years	881,953,644		881,953,644
59th Cong., 2d sess., fiscal year 1908 and prior years	919,163,823		919,163,823
60th Cong., 1st sess., fiscal year 1909 and prior years	1,006,431,727		1,006,431,727
60th Cong., 2d sess., fiscal year 1910 and prior years	1,044,433,623		1,044,433,623
61st Cong., 1st and 2d sess., fiscal year 1911 and prior years	1,039,550,617		1,039,550,617
61st Cong. 3d sess., fiscal year 1912 and prior years	1,022,759,949		1,022,759,949
62d Cong., 1st and 2d sess., fiscal year 1913 and prior years	1,021,349,991		1,021,349,991
62d Cong., 3d sess., fiscal year 1914 and prior years	1,098,602,066		1,098,602,066
63d Cong., 1st and 2d sess., fiscal year 1915 and prior years	1,122,471,919		1,122,471,919
63d Cong., 3d sess., fiscal year 1916 and prior years	1,114,490,704		1,114,490,704
64th Cong., 1st sess., fiscal year 1917 and prior years	1,628,441,645		1,628,441,645
64th Cong., 2d sess. and 65th Cong., 1st sess., fiscal year 1918 and prior years	18,881,940,244		18,881,940,244
65th Cong., 2d sess., fiscal year 1919 and prior years	27,065,148,933		27,065,148,933
65th Cong., 3d sess. and 66th Cong., 1st sess., fiscal year 1920 and prior years	6,454,596,650		6,454,596,650
66th Cong., 2d sess., fiscal year 1921 and prior years	4,780,829,510		4,780,829,510
66th Cong., 3d sess., and 67th Cong., 1st sess. (to July 12, 1921), fiscal year 1922 and prior years	3,909,282,209		3,909,282,209

X. TOTAL APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—As explained in par. 4, "Compilers' Notes", p. II, aggregate totals of appropriations in this volume, beginning with the one for the 90th Cong., 2d sess., include trust fund appropriations not previously emphasized in general tabulations and summaries. The trust fund amounts in this table for the fiscal years 1938–68, inclusive, are derived from footnotes carried to table X in the volume for the 90th Cong., 1st sess., and being estimates thereof as shown in the respective annual budgets, are to some extent approximate. Permanent trust fund amounts for the 97th Cong., 2d sess., are based on estimates in the January 1983 Budget, and are thus subject to revision when actual amounts become known. Permanent "Federal" fund amounts are also based on estimates thereof as shown in the respective annual budgets, and are thus also subject to revision when actual amounts become known.]

Congress and session (1)	Federal funds (2)	Trust funds (3)	Total (4)
67th Cong., 1st sess. (from July 12, 1921), and 67th Cong., 2d sess. (to July 1, 1922), fiscal year 1923 and prior years	$4,248,140,570		$4,248,140,570
67th Cong., 2d sess. (from July 2, 1922), and 67th Cong., 3d sess. and 67th Cong., 4th sess., fiscal year 1924 and prior years	4,092,544,312		4,092,544,312
68th Cong., 1st sess., fiscal year 1925 and prior years	3,748,651,750		3,748,651,750
68th Cong., 2d sess., fiscal year 1926 and prior years	4,151,682,050		4,151,682,050
69th Cong., 1st sess., fiscal year 1927 and prior years	4,409,463,390		4,409,463,390
69th Cong., 2d sess., fiscal year 1928 and prior years	4,211,011,353		4,211,011,353
70th Cong., 1st sess., fiscal year 1929 and prior years	4,633,577,974		4,633,577,974
70th Cong., 2d sess., fiscal year 1930 and prior years	4,665,236,678		4,665,236,678
71st Cong., 1st and 2d sess., fiscal year 1931 and prior years	5,071,711,694		5,071,711,694
71st Cong., 3d sess., fiscal year 1932 and prior years	5,178,524,968		5,178,524,968
72d Cong., 1st sess., fiscal year 1933 and prior years	5,785,252,642		5,785,252,642
72d Cong., 2d sess. and 73d Cong., 1st sess., fiscal year 1934 and prior years	7,692,447,339		7,692,447,339
73d Cong., 2d sess., fiscal year 1935 and prior years	7,527,559,328		7,527,559,328
74th Cong., 1st sess., fiscal year 1936 and prior years	9,579,757,330		9,579,757,330
74th Cong., 2d sess., fiscal year 1937 and prior years	10,336,399,273		10,336,399,273
75th Cong., 1st sess., fiscal year 1938 and prior years	9,183,701,741	$172,473,242	9,356,174,983
75th Cong., 2d and 3d sess., fiscal year 1939 and prior years	10,338,996,190	1,022,819,464	11,361,815,654
76th Cong., 1st sess., fiscal year 1940 and prior years	11,447,634,077	1,904,152,417	13,351,786,494
76th Cong., 2d and 3d sess., fiscal year 1941 nd prior years	16,878,865,242	2,193,125,902	19,071,991,144
77th Cong., 1st sess., fiscal year 1942 and prior years	57,792,715,367	3,062,440,985	60,855,156,352
77th Cong., 2d sess., fiscal year 1943 and prior years to Oct. 31, 1942	147,071,208,962	3,861,678,074	150,932,887,036
78th Cong., 1st sess., fiscal year 1944 and prior years	114,564,008,595	4,642,328,744	119,206,337,339
78th Cong., 2d sess., fiscal year 1945 and prior fiscal years	67,614,266,775	6,749,006,538	74,363,273,313
79th Cong., 1st sess., fiscal year 1946 and prior fiscal years	69,780,137,110	6,662,202,694	76,442,339,804
79th Cong., 2d sess., fiscal year 1947 and prior fiscal years	35,734,209,165	4,653,376,295	40,387,585,460
80th Cong., 1st sess., fiscal year 1948 and prior fiscal years	35,982,887,708	5,487,396,936	41,470,284,644

See footnotes on pp. 1206–1207.

X. TOTAL APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—As explained in par. 4, "Compilers' Notes", p. II, aggregate totals of appropriations in this volume, beginning with the one for the 90th Cong., 2d sess., include trust fund appropriations not previously emphasized in general tabulations and summaries. The trust fund amounts in this table for the fiscal years 1938–68, inclusive, are derived from footnotes carried to table X in the volume for the 90th Cong., 1st sess., and being estimates thereof as shown in the respective annual budgets, are to some extent approximate. Permanent trust fund amounts for the 97th Cong., 2d sess., are based on estimates in the January 1983 Budget, and are thus subject to revision when actual amounts become known. Permanent "Federal" fund amounts are also based on estimates thereof as shown in the respective annual budgets, and are thus also subject to revision when actual amounts become known.]

Congress and session (1)	Federal funds (2)	Trust funds (3)	Total (4)
80th Cong., 2d sess., fiscal year 1949 and prior fiscal years	$41,675,480,957	$5,480,063,813	$47,155,544,770
81st Cong., 1st sess., fiscal year 1950 and prior fiscal years	46,497,456,898	6,517,603,514	53,015,060,412
81st Cong., 2d sess., fiscal year 1951 and prior fiscal years	81,045,040,441	6,632,999,495	87,678,039,936
82d Cong., 1st sess., fiscal year 1952 and prior fiscal years	101,117,786,897	8,127,323,548	109,245,110,445
82d Cong., 2d sess., fiscal year 1953 and prior fiscal years	85,999,646,411	8,532,644,348	94,532,290,759
83d Cong., 1st sess., fiscal year 1954 and prior fiscal years	65,156,254,797	8,999,782,171	74,156,036,968
83d Cong., 2d sess., fiscal year 1955 and prior fiscal years	58,160,445,563	9,891,179,453	68,051,625,016
84th Cong., 1st sess., fiscal year 1956 and prior fiscal years	63,947,281,321	10,871,988,245	74,819,269,566
84th Cong., 2d sess., fiscal year 1957 and prior fiscal years	73,041,364,417	11,679,248,757	84,720,613,174
85th Cong., 1st sess., fiscal year 1958 and prior fiscal years	73,064,958,328	15,610,607,572	88,675,565,900
85th Cong., 2d sess., fiscal year 1959 and prior fiscal years	81,119,818,276	16,382,991,651	[2] 97,502,809,927
86th Cong., 1st sess., fiscal year 1960 and prior fiscal years	81,572,357,732	19,495,828,782	[2] 101,068,186,514
86th Cong., 2d sess., fiscal year 1961 and prior fiscal years	83,799,241,957	22,329,891,675	[2] 106,129,133,632
87th Cong., 1st sess., fiscal year 1962 and prior fiscal years	96,194,946,610	24,915,218,285	[2] 121,110,164,895
87th Cong., 2d sess., fiscal year 1963 and prior fiscal years	102,661,536,812	27,401,377,000	[2] 130,062,913,812
88th Cong., 1st sess., fiscal year 1964 and prior fiscal years	103,798,634,671	29,472,357,040	[2] 133,270,991,711
88th Cong., 2d sess., fiscal year 1965 and prior fiscal years	106,070,110,056	30,929,694,000	[2] 136,999,804,056
89th Cong., 1st sess., fiscal year 1966 and prior fiscal years	119,310,113,527	32,747,251,540	[2] 152,057,365,067
89th Cong., 2d sess., fiscal year 1967 and prior fiscal years	143,883,626,282	41,830,618,000	[2] 185,714,244,282
90th Cong., 1st sess., fiscal year 1968 and prior fiscal years	156,917,115,912	48,205,647,000	[2] 205,122,762,912
90th Cong., 2d sess., fiscal year 1969 and prior years	142,524,357,324	54,012,887,000	[2] 196,537,244,324
Consisting of:			
Regular annual and supplemental appropriation acts	*(133,339,868,734)*		*(133,339,868,734)*
Appropriations in legislative acts	*(2,999,227,590)*		*(2,999,227,590)*
Permanent appropriations	*(18,985,261,000)*	*(54,012,887,000)*	*(72,998,148,000)*
Adjustments for interfund and intragovernmental transactions	*(−12,800,000,000)*		*(−12,800,000,000)*

See footnotes on pp. 1206–1207.

X. TOTAL APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—As explained in par. 4, "Compilers' Notes", p. II, aggregate totals of appropriations in this volume, beginning with the one for the 90th Cong., 2d sess., include trust fund appropriations not previously emphasized in general tabulations and summaries. The trust fund amounts in this table for the fiscal years 1938–68, inclusive, are derived from footnotes carried to table X in the volume for the 90th Cong., 1st sess., and being estimates thereof as shown in the respective annual budgets, are to some extent approximate. Permanent trust fund amounts for the 97th Cong., 2d sess., are based on estimates in the January 1983 Budget, and are thus subject to revision when actual amounts become known. Permanent "Federal" fund amounts are also based on estimates thereof as shown in the respective annual budgets, and are thus also subject to revision when actual amounts become known.]

Congress and session (1)	Federal funds (2)	Trust funds (3)	Total (4)
91st Cong., 1st sess., fiscal year 1970 and prior fiscal years	$146,628,658,494	$60,619,823,000	[2] $207,248,481,494
Consisting of:			
Regular annual and supplemental appropriation acts	*(134,431,463,135)*	....	*(134,431,463,135)*
Appropriations in legislative acts	*(4,680,127,359)*	....	*(4,680,127,359)*
Permanent appropriations	*(21,432,593,000)*	*(60,619,823,000)*	*(82,052,416,000)*
Adjustments for interfund and intragovernmental transactions	*(−13,915,525,000)*	....	*(−13,915,525,000)*
91st Cong., 2d sess., fiscal year 1971 and prior fiscal years	166,758,720,882	65,381,174,000	[2] 232,139,894,882
Consisting of:			
Regular annual and supplemental appropriation acts	*(144,273,528,504)*	....	*(144,273,528,504)*
Appropriations in legislative acts	*(18,039,291,378)*	....	*(18,039,291,378)*
Permanent appropriations	*(22,678,668,000)*	*(65,381,174,000)*	*(88,059,842,000)*
Adjustments for interfund and intragovernmental transactions	*(−18,232,767,000)*	....	*(−18,232,767,000)*
92d Cong., 1st sess., fiscal year 1972 and prior fiscal years	170,300,119,635	75,407,481,000	[2] 245,707,600,635
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts	*(165,300,661,865)*	....	(165,300,661,865)
Appropriations in legislative acts	*(46,645,770)*	....	*(46,645,770)*
Permanent appropriations	*(25,357,210,000)*	*(75,407,481,000)*	*(100,764,691,000)*
Adjustments for interfund and intragovernmental transactions	*(−20,404,398,000)*	....	*(−20,404,398,000)*
92d Cong., 2d sess., fiscal year 1973 and prior fiscal years	[3] 193,474,986,934	91,307,552,000	[2] [3] 284,782,538,934
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts	[3] *(179,006,901,364)*	....	[3] *(179,006,901,364)*
Appropriations in legislative acts	*(11,200,404,169)*	....	*(11,200,404,169)*
Permanent appropriations	*(27,182,326,401)*	*(91,307,552,000)*	*(118,489,878,401)*
Adjustments for interfund and intragovernmental transactions	*(−23,914,645,000)*	....	*(−23,914,645,000)*
93d Cong., 1st sess., fiscal year 1974 and prior fiscal years	[4] 182,480,509,654	120,995,727,000	[2] [4] 303,476,236,654
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts	[4] *(174,902,319,304)*	....	[4] *(174,902,319,304)*
Appropriations in legislative acts	*(3,940,372,350)*	*(12,462,940,000)*	*(16,403,312,350)*
Permanent appropriations	*(40,895,808,000)*	*(108,532,787,000)*	*(149,428,595,000)*
Adjustments for interfund and intragovernmental transactions	*(−37,257,990,000)*	....	*(−37,257,990,000)*
93d Cong., 2d sess., fiscal year 1975 and prior fiscal years	[5] 268,304,872,427	121,736,261,000	[2] [5] 390,041,133,427
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts	*(204,012,311,514)*	....	*(204,012,311,514)*
Appropriations in legislative acts	*(62,568,804,913)*	*(152,500,000)*	*(62,721,304,913)*
Permanent appropriations	*(45,447,732,000)*	*(121,583,761,000)*	*(167,031,493,000)*
Adjustments for interfund and intragovernmental transactions	*(−43,723,976,000)*	....	*(−43,723,976,000)*

See footnotes on pp. 1206–1207.

X. TOTAL APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—As explained in par. 4, "Compilers' Notes", p. II, aggregate totals of appropriations in this volume, beginning with the one for the 90th Cong., 2d sess., include trust fund appropriations not previously emphasized in general tabulations and summaries. The trust fund amounts in this table for the fiscal years 1938–68, inclusive, are derived from footnotes carried to table X in the volume for the 90th Cong., 1st sess., and being estimates thereof as shown in the respective annual budgets, are to some extent approximate. Permanent trust fund amounts for the 97th Cong., 2d sess., are based on estimates in the January 1983 Budget, and are thus subject to revision when actual amounts become known. Permanent "Federal" fund amounts are also based on estimates thereof as shown in the respective annual budgets, and are thus also subject to revision when actual amounts become known.]

Congress and session (1)	Federal funds (2)	Trust funds (3)	Total (4)
94th Cong., 1st sess.:			
Fiscal year 1976 and prior fiscal years	$269,391,509,951	$130,721,852,000	[2] [6] $400,113,361,951
Transition period	49,782,823,499	33,623,231,000	[7] 83,406,054,499
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(262,194,919,839)*	....	*(262,194,919,839)*
Transition period	*(47,575,114,499)*	....	*(47,575,114,499)*
Rescission acts	*(−287,291,174)*	....	*(−287,291,174)*
Appropriations in legislative acts	*(10,627,079,286)*	*(−390,000,000)*	*(10,237,079,286)*
Transition period (net)	[8] *(−8,570,000)*	....	[8] *(−8,570,000)*
Permanent appropriations	*(51,122,943,000)*	*(131,111,852,000)*	*(182,234,795,000)*
Transition period	*(12,946,828,000)*	*(33,623,231,000)*	*(46,570,059,000)*
Adjustments for interfund and intragovernmental transactions	*(−54,266,141,000)*	....	*(−54,266,141,000)*
Transition period	*(−10,730,549,000)*	....	*(−10,730,549,000)*
94th Cong., 2d sess.:			
Fiscal year 1977 and prior fiscal years	[9] 288,220,964,880	156,443,836,000	[2] [9] 444,664,800,880
Transition period	4,792,078,440	3,715,000,000	[10] 8,507,078,440
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(277,157,958,407)*	*(345,277,000)*	*(277,503,235,407)*
Transition period (net)	*(4,797,230,180)*	*(15,000,000)*	*(4,812,230,180)*
Rescission acts	*(−70,656,000)*	....	*(−70,656,000)*
Transition period	*(−5,175,000)*	....	*(−5,175,000)*
Appropriations in legislative acts	*(878,473)*	*(2,448,000,000)*	*(2,448,878,473)*
Transition period	*(23,260)*	*(3,700,000,000)*	*(3,700,023,260)*
Permanent appropriations	*(63,037,720,000)*	*(164,113,941,000)*	*(227,151,661,000)*
Adjustments for interfund and intragovernmental transactions	[11] *(−51,904,936,000)*	*(−10,463,382,000)*	*(−62,368,318,000)*
95th Cong., 1st sess.:			
Fiscal year 1978 and prior fiscal years	[12] 360,785,368,842	166,545,104,667	[2] [12] 527,330,473,509
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(353,317,494,116)*	*(696,536,667)*	[2] *(354,014,030,783)*
Rescission acts	*(−807,640,000)*	....	*(−807,640,000)*
Appropriations in legislative acts	*(1,001,726)*	....	*(1,001,726)*
Permanent appropriations	*(56,830,073,000)*	*(178,384,983,000)*	*(235,215,056,000)*
Adjustments for interfund and intragovernmental transactions	[13] *(−48,555,560,000)*	*(−12,536,415,000)*	*(−61,091,975,000)*
95th Cong., 2d sess.:			
Fiscal year 1979 and prior fiscal years	[14] 372,683,967,134	206,694,297,000	[2] [14] 579,378,264,134
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(352,638,885,730)*	*(899,468,000)*	[2] *(353,538,353,730)*
Rescission acts	*(−55,255,000)*	....	*(−55,255,000)*
Appropriations in legislative acts	*(7,325,404)*	*(19,591,200,000)*	*(19,598,525,404)*
Permanent appropriations	*(70,749,391,000)*	*(199,126,247,000)*	*(269,875,638,000)*
Adjustments for interfund and intragovernmental transactions	[15] *(−50,656,380,000)*	*(−12,922,618,000)*	*(−63,578,998,000)*

See footnotes on pp. 1206–1207.

X. TOTAL APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—As explained in par. 4, "Compilers' Notes", p. II, aggregate totals of appropriations in this volume, beginning with the one for the 90th Cong., 2d sess., include trust fund appropriations not previously emphasized in general tabulations and summaries. The trust fund amounts in this table for the fiscal years 1938–68, inclusive, are derived from footnotes carried to table X in the volume for the 90th Cong., 1st sess., and being estimates thereof as shown in the respective annual budgets, are to some extent approximate. Permanent trust fund amounts for the 97th Cong., 2d sess., are based on estimates in the January 1983 Budget, and are thus subject to revision when actual amounts become known. Permanent "Federal" fund amounts are also based on estimates thereof as shown in the respective annual budgets, and are thus also subject to revision when actual amounts become known.]

Congress and session (1)	Federal funds (2)	Trust funds (3)	Total (4)
96th Cong., 1st sess.:			
Fiscal year 1980 and prior fiscal years	[16] $408,773,914,474	$214,416,798,000	[2] [16] $623,190,712,474
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(386,521,933,291)*	*(1,616,823,000)*	[2] *(388,138,756,291)*
Rescission acts	*(−723,609,000)*		*(−723,609,000)*
Appropriations in legislative acts	*(1,183)*		*(1,183)*
Permanent appropriations	*(81,676,152,000)*	*(227,319,768,000)*	*(308,995,920,000)*
Adjustments for interfund and intragovernmental transactions	[17] *(−58,700,563,000)*	*(−14,519,793,000)*	*(−73,220,356,000)*
96th Cong., 2d sess.:			
Fiscal year 1981 and prior fiscal years	453,756,787,346	243,035,266,000	[2] [18] 696,792,053,346
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(432,276,712,344)*	*(1,488,909,000)*	[2] *(433,765,621,344)*
Rescission acts			
Appropriations in legislative acts	*(843,002)*		*(843,002)*
Permanent appropriations	*(96,152,253,000)*	*(255,464,214,000)*	*(351,616,467,000)*
Adjustments for interfund and intragovernmental transactions	[19] *(−74,673,021,000)*	*(−13,917,857,000)*	*(−88,590,878,000)*
97th Cong., 1st sess.:			
Fiscal year 1982 and prior fiscal years	469,951,845,261	285,322,930,000	[2] [20] 755,274,775,261
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(434,404,409,261)*	*(2,432,533,000)*	[2] *(436,836,942,261)*
Rescission acts			
Appropriations in legislative acts			
Permanent appropriations	*(128,820,043,000)*	*(298,579,904,000)*	*(427,399,947,000)*
Adjustments for interfund and intragovernmental transactions	[21] *(−93,272,607,000)*	*(−15,689,507,000)*	*(−108,962,114,000)*
97th Cong., 2d sess.:			
Fiscal year 1983 and prior fiscal years	546,140,042,982	316,695,852,000	[2] [22] 862,835,894,982
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(504,216,739,060)*	*(2,984,843,000)*	*(507,201,582,060)*
Rescission acts			
Appropriations in legislative acts		*(14,849,000,000)*	*(14,849,000,000)*
Private appropriation acts	*(66,922)*		*(66,922)*
Permanent appropriations	*(155,879,910,000)*	*(319,907,084,000)*	*(475,786,994,000)*
Adjustments for interfund and intragovernmental transactions	[23] *(−113,956,673,000)*	*(−21,045,075,000)*	*(−135,001,748,000)*

See footnotes on pp. 1206–1207.

X. TOTAL APPROPRIATIONS BY SESSIONS OF CONGRESS—Continued

[Note.—As explained in par. 4, "Compilers' Notes", p. 11, aggregate totals of appropriations in this volume, beginning with the one for the 90th Cong., 2d sess., include trust fund appropriations not previously emphasized in general tabulations and summaries. The trust fund amounts in this table for the fiscal years 1938–68, inclusive, are derived from footnotes carried to table X in the volume for the 90th Cong., 1st sess., and being estimates thereof as shown in the respective annual budgets, are to some extent approximate. Permanent trust fund amounts for the 97th Cong., 2d sess., are based on estimates in the January 1983 Budget, and are thus subject to revision when actual amounts become known. Permanent "Federal" fund amounts are also based on estimates thereof as shown in the respective annual budgets, and are thus also subject to revision when actual amounts become known.]

Congress and session (1)	Federal funds (2)	Trust funds (3)	Total (4)
98th Cong., 1st sess.:			
Fiscal year 1984 and prior fiscal years	$599,648,521,722	$346,979,065,000	[2] [24] $946,627,586,722
Consisting of:			
Regular annual, supplemental, and continuing appropriation acts (net)	*(547,336,540,104)*	*(2,381,369,000)*	*(549,717,909,104)*
Rescission acts			
Appropriations in legislative acts	*(23,000,000)*	*(25,319,000,000)*	*(25,342,000,000)*
Private appropriation acts	*(31,618)*		*(31,618)*
Permanent appropriations	*(173,040,153,000)*	*(346,149,478,000)*	*(519,189,631,000)*
Adjustments for interfund and intragovernmental transactions	[25] *(−120,751,203,000)*	*(−26,870,782,000)*	*(−147,621,985,000)*

[1] Does not include appropriations from the receipts created by the increment resulting from the reduction in weight of the gold dollar under sec. 7 of the Gold Reserve Act of 1934 amounting to $2,000,000,000 for the Exchange Stabilization Fund and $135,299,557 for payment to the surplus of Federal Reserve banks. These appropriations did not affect the budget or the national debt and for that reason are not included.

[2] Total funds for the following years are qualified as indicated:

Congress and session	Funds for refunding internal revenue collections excluded	Funds for cumulative sinking fund for public debt retirement excluded	Includes funds for 1 year in advance of budget year
85th Cong., 2d sess., fiscal year 1959 and prior fiscal years	$4,708,950,000	$633,349,085	
86th Cong., 1st sess., fiscal year 1960 and prior fiscal years	5,402,200,000	633,349,085	
86th Cong., 2d sess., fiscal year 1961 and prior fiscal years	6,053,675,000	633,349,085	
87th Cong., 1st sess., fiscal year 1962 and prior fiscal years	5,986,825,000	680,849,085	
87th Cong., 2d sess., fiscal year 1963 and prior fiscal years	6,554,000,000	680,849,085	
88th Cong., 1st sess., fiscal year 1964 and prior fiscal years	6,235,134,000	680,849,085	
88th Cong., 2d sess., fiscal year 1965 and prior fiscal years	5,035,100,000	680,849,085	
89th Cong., 1st sess., fiscal year 1966 and prior fiscal years	6,243,000,000	680,849,085	$926,000,000
89th Cong., 2d sess., fiscal year 1967 and prior fiscal years	7,573,000,000	680,849,085	875,000,000
90th Cong., 1st sess., fiscal year 1968 and prior fiscal years	10,700,000,000	680,849,085	995,000,000
90th Cong., 2d sess., fiscal year 1969 and prior fiscal years	11,161,000,000	680,849,085	1,965,814,000
91st Cong., 1st sess., fiscal year 1970 and prior fiscal years	12,822,500,000	680,849,085	214,000,000
91st Cong., 2d sess., fiscal year 1971 and prior fiscal years	16,075,187,000	680,849,085	150,000,000
92d Cong., 1st sess., fiscal year 1972 and prior fiscal years	18,890,425,332	680,849,085	174,321,000
92d Cong., 2d sess., fiscal year 1973 and prior fiscal years	18,787,584,008	680,849,085	131,181,000
93d Cong., 1st sess., fiscal year 1974 and prior fiscal years	25,628,844,731	680,849,085	90,360,000
93d Cong., 2d sess., fiscal year 1975 and prior fiscal years	27,970,932,506	680,849,085	2,428,597,000
94th Cong., 1st sess., fiscal year 1976 and prior fiscal years	39,906,309,490	680,849,085	2,653,410,852
Transition period (July 1, 1977 – Sept. 30, 1976)	2,388,185,173		
94th Cong., 2d sess., fiscal year 1977 and prior fiscal years	33,566,777,877	680,849,085	[26] 813,249,779
95th Cong., 1st sess., fiscal year 1978 and prior fiscal years	36,178,035,326	680,849,085	[27] 152,000,000
95th Cong., 2d sess., fiscal year 1979 and prior fiscal years	39,324,935,206	680,849,085	[28] 15,125,500,000
96th Cong., 1st sess., fiscal year 1980 and prior fiscal years	41,350,321,605	680,849,085	[29] 334,000,000
96th Cong., 2d sess., fiscal year 1981 and prior fiscal years	53,504,051,402	680,849,085	[30] 338,000,000
97th Cong., 1st sess., fiscal year 1982 and prior fiscal years	62,249,552,530	680,849,085	[31] 1,892,941,000
97th Cong., 2d sess., fiscal year 1983 and prior fiscal years	73,405,943,810	680,849,085	[32] 7,106,000,000
98th Cong., 1st sess., fiscal year 1984 and prior fiscal years	87,800,770,203	680,849,085	[33] 7,902,000,000

[3] Includes appropriations totaling $33,499,495,500 in continuing resolution (P.L. 92–571) for Foreign Assistance and related programs ($3,652,701,000), and the Departments of Labor, Health, Education, and Welfare and related agencies ($29,846,794,500), and reflects increase of $46,794,500 in the amount for Labor-HEW carried in the 1972–1973 volume due to later estimates.

[4] Reflects rescissions totaling $212,412,000 of fiscal year 1973 appropriations. Does not reflect action by the Congress in declining to approve proposed rescissions of fiscal year 1973 appropriations totaling $382,999,000.

[5] Reflects rescissions totaling $1,404,572,000 consisting of $1,319,481,000 in regular appropriation and rescission acts and $85,091,000 in legislative acts (see table VIIIj on p. 2427, 1974–1975 volume, for detail).

[6] Reflects rescissions totaling $702,291,174 consisting of $25,000,000 (Federal funds) in a regular annual appropriation act, $287,291,174 (Federal funds) in rescission acts, and $390,000,000 (trust funds) in a legislative act (see table VIIIj on pp. 1259–1260, 1975–1976 volume, for detail).

[7] Reflects rescissions of $14,400,000 in legislative acts (see table VIIIj on pp. 1259–1260, 1975–1976 volume, for detail).

[8] Consists of new budget (obligational) authority of $5,830,000 and rescissions of $14,400,000 (see table VIIIa on pp. 1230–1231, 1975–1976 volume, for detail).

[9] Reflects rescissions totaling $243,378,943 consisting of $172,722,943 in a regular annual appropriation act and $70,656,000 in rescission acts (see table VIIIh, 1976–1977 volume, for detail).

[10] Reflects rescissions of $5,175,000 (see table VIIIh, 1976–1977 volume, for detail).

[11] Consists of $14,728,128,000 in Federal funds and $37,176,808,000 in interfund transactions.

[12] Reflects rescissions totaling $833,854,000 consisting of $26,214,000 in regular annual appropriation acts and $807,640,000 in rescission acts (see table VIIIi, 1977-78 volume, for detail. Also reflects rescission of $47,500,000 in permanent contract authority for the "Helium fund," Bureau of Mines, Department of the Interior. Permanent contract authority amount shown in estimate column and rescinded in the Department of the Interior Appropriation Act, 1978 (Public Law 95-74).

[13] Consists of $12,130,868,000 in Federal funds and $36,424,692,000 in interfund transactions.

[14] Includes $15,427,919,00, excluded from the 1978-79 volume, for programs for the Departments of Labor, and Health, Education, and Welfare and Related Agencies funded at the "current rate" under section 101(a) of the continuing resolution (Public Law 95-482) (see p. 319, 1978-79 volume). Budget estimates for these activities total $17,646,443,000 and reflect an increase of $198,300,000 above the $17,448,143,000 referred to in footnote 14 of the 1978-79 volume (for details, see table VIII on pp. 1221-1222, 1979-80 volume). Reflects rescissions totaling $518,655,000 consisting of $463,400,000 in the Supplemental Appropriations Act, 1978 (Public Law 95-240) and $55,255,000 in rescission acts (see table VIIIk, 1978-79 volume, for details). Also reflects rescission of $47,500,000 in permanent contract authority for the "Helium fund," Bureau of Mines, Department of the Interior. Permanent contract authority amount shown in estimate column and rescinded in the Department of the Interior Appropriation Act, 1979 (Public Law 95-465).

[15] Consists of $13,158,914,000 in Federal funds and $37,497,466,000 in interfund transactions.

[16] Includes $1,146,946,000 excluded from the 1979-80 volume for programs for the Department of Health, Education and Welfare and related agencies funded at the "current rate" under section 101(c) of the further continuing resolution (Public Law 96-123, see p. 288, 1979-80 volume). Budget estimates for these programs total $662,319,000 and reflect an increase of $14,425,000 above the $647,894,000 referred to in footnote 16 of the 1979-80 volume (for details, see table VIII on p. 1959, 1980-81 volume). Reflects rescissions totaling $1,636,709,000 consisting of $913,100,000 in regular annual appropriation acts and $723,609,000 in the budget rescission act (see table VIIIh 1979-80 volume). Also reflects rescission of $47,500,000 in permanent contract authority for the "Helium fund," Bureau of Mines, Department of the Interior. The amount for permanent contract authority is shown in the estimate column and rescinded in the Department of the Interior Appropriation Act, 1980 (Public Law 96-126).

[17] Consists of $16,335,625,000 in Federal funds and $42,364,938,000 in interfund transactions.

[18] Reflects rescissions totaling $4,518,572,146 consisting of $1,335,000,000 in regular annual appropriation acts and $3,183,572,146 in supplemental acts. Excludes $6,954,927,000 appropriated in fiscal year 1981 to liquidate "indefinite" budget authority provided in fiscal year 1980 for certain programs in the Department of Health and Human Services (there were no amounts included in any of the fiscal year 1980 tabulations (1979-80 volume) for these indefinite amounts). Includes authority to obligate $6,914,793,000 in "indefinite" budget authority during fiscal year 1981 which will be adjusted and liquidated in fiscal year 1982 when final amounts become known (see table VIII on pp. 2039-2040, 1980-81 volume, for accounts involved).

[19] Consists of $26,402,993,000 in Federal funds and $48,270,028,000 in interfund transactions.

[20] Reflects rescissions totaling $16,064,086,447 consisting of $1,805,207,800 in regular annual appropriation acts including continuing resolutions and $14,258,878,647 in supplemental acts. Excludes $6,379,418,000 appropriated in fiscal year 1982 to liquidate "indefinite" budget authority provided in fiscal year 1981 for certain programs in the Department of Health and Human Services (estimate of $6,914,793,000 for fiscal year 1981 carried in 1980-81 volume). Includes authority to obligate $4,615,600,000 in "indefinite" budget authority during fiscal year 1982 which will be adjusted and liquidated in fiscal year 1983 when final amounts become known (see table VIII on pp. 1390-1391, 1981-82 volume, for accounts involved).

[21] Consists of $34,835,543,000 in Federal funds and $58,437,064,000 in interfund transactions.

[22] Reflects rescissions totaling $8,967,781,500 consisting of $2,888,815,500 in regular annual appropriation acts including continuing resolutions and $6,078,966,000 in supplemental acts. Excludes $5,492,377,000 appropriated in fiscal year 1983 to liquidate "indefinite" budget authority provided in fiscal year 1982 for certain programs in the Department of Health and Human Services (estimate of $4,615,600,000 for fiscal year 1982 carried in 1981-82 volume). See table VIII footnote 22, on p. 1535, 1982-83 volume, for accounts involved

[23] Consists of $49,761,582,000 in Federal funds and $64,195,091,000 in interfund transactions.

[24] Reflects rescissions totaling $4,616,128,000 consisting of $2,956,897,000 in regular annual appropriation acts and $1,659,231,000 in supplemental acts. Excludes $323,000,000 appropriated in fiscal year 1984 to liquidate "indefinite" budget authority provided in fiscal year 1983 for certain programs in the Department of Health and Human Services. See table VIII, footnote 7, on p. 1129, 1983-84 volume, for accounts involved.

[25] Consists of $45,497,986,000 in Federal funds and $75,253,217,000 in interfund transactions.

[26] Includes $557,049,779 for fiscal year 1978 and $256,200,000 for fiscal year 1979 (2 years in advance of budget year).

[27] This amount is for fiscal year 1980 (2 years in advance of budget year).

[28] Includes $5,136,500,000 for fiscal year 1980; $5,615,000,000 for fiscal year 1981; and $4,374,000,000 for fiscal year 1982.

[29] Includes $162,000,000 for fiscal year 1981 and $172,000,000 for fiscal year 1982 (2 years in advance of budget year).

[30] Includes $166,000,000 for fiscal year 1982 and $172,000,000 for fiscal year 1983 (2 years in advance of budget year).

[31] Includes $1,752,341,000 for fiscal year 1983 and $105,600,000 for fiscal year 1984 (2 years in advance of budget year).

[32] Includes $6,976,000,000 for fiscal year 1984 and $130,000,000 for fiscal year 1985 (2 years in advance of budget year).

[33] Includes $7,772,000,000 for fiscal year 1985 and $130,000,000 for fiscal year 1986 (2 years in advance of budget year).

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